

AGENDA
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
1:30 P.M.
Room EW42
Wednesday, January 08, 2014

SUBJECT	DESCRIPTION	PRESENTER
	Organizational Meeting	
	Rules	Vice Chairman Boyle

COMMITTEE MEMBERS

Chairman Andrus
Vice Chairman Boyle
Rep Bolz
Rep McMillan
Rep Batt
Rep Bell
Rep Agidius

Rep Dayley
Rep Miller
Rep Romrell
Rep Stevenson
Rep VanOrden
Rep Pence
Rep Erpelding

COMMITTEE SECRETARY

Angela Sandoval
Room: EW11
Phone: 332-1137
email: hagri@house.idaho.gov

MINUTES
HOUSE AGRICULTURAL AFFAIRS COMMITTEE

DATE: Wednesday, January 08, 2014
TIME: 1:30 P.M.
PLACE: Room EW42
MEMBERS: Chairman Andrus, Vice Chairman Boyle, Representatives Bolz, McMillan, Batt, Bell, Agidius, Dayley, Miller, Romrell, Stevenson, VanOrden, Pence, Erpelding
**ABSENT/
EXCUSED:** Representative Romrell
GUESTS: Colby Cameron, Sullivan & Reberger; Sara Schmidt, FFA; Shawn Dygert, IVATA; Steve Wilder, FFA/IVATA; Russ Hendricks, Idaho Farm Bureau; Dennis Tanikuni, Idaho Farm Bureau; Kate Haas, IGPA; Mackenzie Herrick

Chairman Andrus called the meeting to order at 1:31 p.m.

Chairman Andrus welcomed the committee members and noted that there were no changes to members of the committee for the 2014 session. He acknowledged Secretary **Angela Sandoval** and the Page **Julia Garcia**.

Chairman Andrus assigned proofreaders to review the Committee minutes for this session: **Rep. VanOrden** for the Majority, and **Rep Erpelding** for the Minority.

Chairman Andrus asked the Committee about their thoughts on streaming the meeting over the internet.

MOTION: **Rep. Agidius** made a motion to stream the meeting over the internet. **Motion carried by voice vote.**

Chairman Andrus told the Committee that there will be fewer presentations and more hard copies of reports this year.

Chairman Andrus reminded the committee of the wolf control fund that is being recommended by Governor Otter. In it there would be a \$2 million start up fund and then it would be contributed to annually by the livestock industry and Idaho sportsmen at \$110,000 each.

Chairman Andrus told the Committee that he thought that the animal shelter and veterinary issues were being resolved outside of the Committee this year and he welcomed the committee to talk to him if they had any concerns.

Chairman Andrus turned the time over to **Vice Chairman Boyle** to discuss rules, as the first upcoming order of business. She introduced **Dennis Stevenson**, Administrative Rules Coordinator.

Mr. Stevenson presented an overview of the process of Rules Review for the 2014 Legislative Session. He reminded the Committee about the Memorandum that is posted online and encouraged the members to go online and look at those. He reviewed the three types of rules to be reviewed and indicated the color coding for each, Pending Rules (Yellow), Pending Fees Rules (Green) and Temporary Rules (Salmon). Pending Rules are adopted by agencies during the calendar year 2013 and submitted for legislative review in 2014. They can be rejected in whole or in part and if the Legislature takes no action, the rule goes into effect. Pending Fee Rules are adopted during the calendar year and impose, reduce or remove a fee or a charge. They must be approved by concurrent resolution and if the Legislature takes no action, these types of rules will never go into effect. Temporary Rules are emergency rules approved by the Governor that went into effect prior to the Session without legislative review or public input. They do not survive beyond the end of the 2014 Legislative Session unless the Legislature extends them by concurrent resolution. He clarified that agencies try to collaborate, negotiate and arrive at an acceptable rulemaking whenever possible.

Mr. Stevenson discussed the motions and noted the importance that these motions are very concise, being rejected down to the sub part.

Vice Chairman Boyle outlined the subcommittee assignments and rules topics they will be covering. **Rep. Bell** will chair the Administrative Rules Subcommittee, with members **Rep. Romrell** and **Rep. Pence**. **Rep. Bolz** will chair the Crops Rules Subcommittee, with members **Rep. Batt**, **Rep. VanOrden**, **Rep. Stevenson**, **Rep. Agidius**, and **Rep. Erpelding**. **Vice Chairman Boyle** will chair the Livestock Rules Subcommittee, with members **Rep. McMillan**, **Rep. Miller**, and **Rep. Dayley**.

ADJOURN:

There being no further business to come before the committee, the meeting adjourned at 1:57 p.m.

Representative Andrus
Chair

Angela Sandoval
Secretary

AGENDA
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
BOLZ SUBCOMMITTEE

Crops Rules

1:30 P.M.

Room EW42

Tuesday, January 14, 2014

DOCKET NO.	DESCRIPTION	PRESENTER
53-0101-1301	Rules of the Idaho Barley Commission	Kelly L. Olson, Administrator, Idaho Barley Commission
02-0303-1301	Rules Governing Pesticide and Chemigation Use and Application	Ben Miller, Bureau Chief, Idaho State Department of Agriculture
02-0303-1302	Rules Governing Pesticide and Chemigation Use and Application	Ben Miller
02-0609-1301	Rules Governing Invasive Species	Lloyd Knight, Administrator, Idaho State Department of Agriculture
02-0612-1301	Rules Pertaining to the Idaho Fertilizer Law	Katie Mink, Section Manager, Idaho State Department of Agriculture
02-0613-1301	Rules Relating to Rapeseed Production and Establishment of Rapeseed Districts in the State of Idaho	Mike Cooper, Bureau Chief, Idaho State Department of Agriculture
02-0622-1301	Noxious Weed Rules	Matt Voile, Section Manager, Idaho State Department of Agriculture
02-0623-1301	Rules Governing Noxious Weed Free Gravel and Rock Products	Lloyd Knight
02-0625-1301	Rules Governing the Planting of Beans, Other than Phaseolus Species, in Idaho	Mike Cooper
02-0641-1301	Rules Pertaining to the Idaho Soil and Plant Amendment Act of 2001	Katie Mink

COMMITTEE MEMBERS

Chairman Bolz

Rep. Batt

Rep. VanOrden

Rep. Stevenson

Rep. Agidius

Rep. Erpelding

COMMITTEE SECRETARY

Angela Sandoval

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MINUTES
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
BOLZ SUBCOMMITTEE
Crops Rules

DATE: Tuesday, January 14, 2014

TIME: 1:38 P.M.

PLACE: Room EW42

MEMBERS: Chairman Bolz, Representatives Batt, VanOrden, Stevenson, Agidius, Erpelding

**ABSENT/
EXCUSED:** Representative Agidius

GUESTS: Lloyd Knight, ISDA; Wayne Hammon, Idaho AGC; Matt Voile, ISDA; Brian Wilbur, Ada County; Ben Miller, ISDA; Lacey Menasco, Idaho Bean Commission; Don Tolmie, Idaho Bean Commission; Leonard Andrew, Bean Producer; Jim Buffington, ACHD; Kelly Olson, Idaho Barley Commission; Sean Ellis, Capital Press; Roger Batt, Idaho Seed Pesticide Council and Idaho Eastern Oregon Seed Association; Amy Ferriter, CPS; Katie Mink, ISDA; Mike Cooper, ISDA; Roger Seiber, ACHD; Dennis Tanikuni, Idaho Farm Bureau; Brent Olmstead, MPIIdaho; Jane Wittmeyer; Chanel Tewalt, ISDA; Jim Lowe, Food Producers; Matt Van Vleet, Clearwater Paper

Chairman Bolz called the meeting to order at 1:38 p.m.

DOCKET NO. 53-0101-1301: **Kelly Olson**, Administrator, Idaho Barley Commission presented the Rules of the Idaho Barley Commission. She said the change in the rule strikes any reference to the fixed barley assessment rate of two cents (\$.02) per hundredweight.

MOTION: **Rep. VanOrden** made a motion to recommend approval of **Docket No. 53-0101-1301** to the full committee. **Motion carried by voice vote.**

DOCKET NO. 02-0303-1301: **Ben Miller**, Bureau Chief, Idaho State Department of Agriculture presented Rules Governing Pesticide and Chemigation Use and Application. He explained that ISDA policy states that pesticide licensing exam scores and recertification credits are valid for one year but has never been included in the rule. The Pesticide Advisory Committee has recommended that it be added. He told the Committee that ISDA supports this twelve month policy for test scores and recertification because it helps ensure that applicants are up to date on new federal requirements.

MOTION: **Rep. Batt** made a motion to recommend approval of **Docket No. 02-0303-1301** to the full committee. **Motion carried by voice vote.**

DOCKET NO. 02-0303-1302: **Ben Miller**, Bureau Chief, Idaho State Department of Agriculture presented Rules Governing Pesticide and Chemigation Use and Application. He said this proposed rule will allow pesticide use on eight new seed crops without the need of an established residue tolerance. This will allow Idaho's seed crop list to be essentially the same as the state of Washington's. He told the Committee that this proposed rule change was recommended by the Pesticide Licensing Committee and the Idaho Seed Pesticide Council.

Roger Batt, Executive Director, Idaho Seed Pesticide Council spoke **in support** of the rule change. He asked for the Committee's support in passing this rule.

Rep. Batt invoked Rule 38 stating a possible conflict of interest because **Roger Batt** is her husband but that she would be voting on the Rule.

MOTION: **Rep. VanOrden** made a motion to recommend approval of **Docket No. 02-0303-1302** to the full committee. **Motion carried by voice vote.**

DOCKET NO. 02-0609-1301: **Lloyd Knight**, Administrator, Idaho State Department of Agriculture, presented Rules Governing Invasive Species. He said the proposed rule will add three new definitions, "Energy Crop Invasive Species", "Facility" and "Trap Crop Invasive Species" and add language in Section 101 regarding prohibition on possession, importation, shipping or transportation of invasive species. He said there are two new Sections being added, 105, Energy Crop Possession/Production Permits and 106, Trap Crop Invasive Species Permits. He said with Trap Crop Invasive Species particularly one species, Litchi Tomato otherwise known as Sticky nightshade, was previously in their noxious weed rule and is being researched as a potential Trap Crop to treat infested fields in areas of the State. He said they wanted to continue research on it so they moved it over to this rule where they would have a permit mechanism to work with it.

MOTION: **Rep. Stevenson** made a motion to recommend approval of **Docket No. 02-0609-1301** to the full committee. **Motion carried by voice vote.** **Rep. Batt** requested to be recorded as voting **NAY**.

DOCKET NO. 02-0612-1301: **Katie Mink**, Section Manager, Idaho State Department of Agriculture presented Rules Pertaining to the Idaho Fertilizer Law. She said this is an update to the current incorporation by reference from the 2013 to the 2014 Association of American Plant Food Control Officials (AAPFCO) policy. She said this will ensure that ISDA and industry members will use the most current terms, ingredient definitions and policies.

MOTION: **Rep. Erpelding** made a motion to recommend approval of **Docket No. 02-0612-1301** to the full committee. **Motion carried by voice vote.**

DOCKET NO. 02-0613-1301: **Mike Cooper**, Bureau Chief, Idaho State Department of Agriculture presented Rules Relating to Rapeseed Production and Establishment of Rapeseed Districts in the State of Idaho. He said this Rule began as a petition from the Oil Seed Commission asking to update rapeseed rules to reflect current status of the industry in Idaho. He said that according to NASS between 2010 and 2013 there was only 1300 to 2200 acres of industrial rapeseed being grown in several states, one of which is Idaho. He said that in the 1980's growing districts were set up across the state to prevent cross pollination. He said this Pending Rule change consolidates the Districts into two Districts.

Roger Batt, Idaho Eastern Oregon Seed Association, spoke **in support** of the update. He said their membership is made up of a hundred different seed companies and entities that represent seed trade in Idaho and Eastern Oregon.

Rep. Batt invoked Rule 38 stating a possible conflict of interest because **Roger Batt** is her husband but that she would be voting on the Rule.

MOTION: **Rep. VanOrden** made a motion to recommend approval of **Docket No. 02-0613-1301** to the full committee. **Motion carried by voice vote.**

DOCKET NO. 02-0622-1301: **Matt Voile**, Section Manager, Idaho State Department of Agriculture presented Noxious Weed Rules. He said that this rulemaking amends Subsection 100.01, Statewide EDRR Noxious Weed List, adding one species: Water Hyacinth and removes Subsection 100.04, Statewide Monitor List, from the Rule.

MOTION: **Rep. Erpelding** made a motion to recommend approval of **Docket No. 02-0622-1301** to the full committee. **Motion carried by voice vote.**

**DOCKET NO.
02-0623-1301:**

Lloyd Knight, Administrator, Idaho State Department of Agriculture presented Rules Governing Noxious Weed Free Gravel and Rock Products. He said the Idaho Association of Weed Control Superintendents (IAWCS) requested rule making to provide for statewide voluntary certification of noxious weed free gravel. He said this rule looks very much like ISDA's voluntary weed free hay and forage rule with the same standard from the same national organization of weed management agencies. He said the new rule is a voluntary program to provide for inspection and certification of gravel and rock products as noxious weed free.

Wayne Hammon, Executive Director, Idaho Associated General Contractors (AGC) spoke **in opposition** of this Pending Rule. He said that amongst the members of AGC are the owners and operators of most of the large commercial gravel pits in Idaho. He asked the Committee to reject the rule. He said the industry does not support the rule and they were unable to find any state agency that asked for this certification. He said there has never been a contract held up solely because certification was not available and there has never been preference given to a vendor that does provide certification. He said they feel the rule does not reflect how the gravel industry actually works and that OSHA requirements are such that it does not allow inspectors in the pit when it is operating which means the pit would need to be shut down. He said the fiscal impact of these inspections would be very high.

MOTION:

Rep. Batt made a motion to recommend rejection of **Docket No. 02-0623-1301** to the full committee. **Motion carried by voice vote.**

**DOCKET NO.
02-0625-1301:**

Mike Cooper, Bureau Chief, Idaho State Department of Agriculture presented Rules Governing the Planting of Beans, Other than Phaseolus Species, in Idaho. He said there is a potential that blights, invasive rust and soybean cyst nematode could be moved into the area and that could effect our bean seed industry. These rules will put into place a system to inspect the seed and have it tested as a safeguard measure. He explained the process that is used in testing the soy beans. He said that the blight and bacteria tests can be done in house by the Department but there are two additional tests for nematode and soil testing that are requested for soy beans. He said the Department is proposing to charge a minimum of \$250.00 for laboratory analysis on a per sample basis. ISDA is proposing to charge \$3.50 per acre for field inspections, with a \$50.00 minimum. The charges for nematode and soil testing will be at the prevailing rates of those labs capable and approved by the Department for that testing.

Leonard Andrew, Bean Producer, spoke **in support** of the adoption of this Pending Fee Rule. He said that he is a former member of the Bean Commission and President of the Southwest Idaho Malheur County Bacterial Blight Control Association. He said that he felt it was important to be proactive in preventing any problems and it would be beneficial to the soy bean industry to have a certified soy bean seed network that would help to keep the bean industry respected.

Dennis Tanikuni, Assistant Director of Public Affairs, Idaho Farm Bureau, spoke **in support** of the adoption of this Pending Fee Rule. He said he has been in support of this from the start and he feels that this is a fair rule as it places the soy beans under the same requirements as the dry bean industry.

Don Tolmie, Agronomist, Treasure Valley Seed Company and Member of the Idaho Bean Commission, spoke **in support** of this Pending Fee Rule. He said the Commission feels that there is significant value in protecting the existing dry bean seed industry as it produces between \$21-31 million annually farm gate revenues. He said the bean industry is vulnerable to the blight, rust and nematode and if it is found in a field, immediate destruction is called for. He said with uncertified soy bean seed there could be the potential of 6000 infected plants in one acre of soybeans and that is unacceptable. He said this rule would put in place a control mechanism to regulate where the potential problems come from.

MOTION: **Rep. Batt** made a motion to recommend approval of **Docket No. 02-0625-1301** to the full committee. **Motion carried by voice vote.**

DOCKET NO. 02-0641-1301: **Katie Mink**, Section Manager, Idaho State Department of Agriculture presented Rules Pertaining to the Idaho Soil and Plant Amendment Act of 2001. She said this is an update to the current incorporation by reference from the 2013 to the 2014 Association of American Plant Food Control Officials (AAPFCO) policy. She said this will ensure the ISDA and industry members will use the most current terms, ingredient definitions and policies.

MOTION: **Rep. VanOrden** made a motion to recommend approval of **Docket No. 02-0641-1301** to the full committee. **Motion carried by voice vote.**

ADJOURN: There being no further business to come before the subcommittee, the meeting was adjourned at 2:41 p.m.

Representative Bolz
Chair

Angela Sandoval
Secretary

AGENDA
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
1:30 P.M.
Room EW42
Thursday, January 16, 2014

SUBJECT	DESCRIPTION	PRESENTER
	Presentation: "Schedule and Overview of Programs" and "Financial Proposal"	Roger Chase, Chairman, Idaho Water Resource Board and Gary Spackman, Director, Idaho Department of Water Resources

COMMITTEE MEMBERS

Chairman Andrus
Vice Chairman Boyle
Rep Bolz
Rep McMillan
Rep Batt
Rep Bell
Rep Agidius

Rep Dayley
Rep Miller
Rep Romrell
Rep Stevenson
Rep VanOrden
Rep Pence
Rep Erpelding

COMMITTEE SECRETARY

Angela Sandoval
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MINUTES
HOUSE AGRICULTURAL AFFAIRS COMMITTEE

DATE: Thursday, January 16, 2014
TIME: 1:30 P.M.
PLACE: Room EW42
MEMBERS: Chairman Andrus, Vice Chairman Boyle, Representatives Bolz, McMillan, Batt, Bell, Agidius, Dayley, Miller, Romrell, Stevenson, VanOrden, Pence, Erpelding
**ABSENT/
EXCUSED:** None
GUESTS: Chuck Cuddy, IDWR Board; Jodie Ellis, Carol Youtz, Board of Veterinary Medicine; Mackenzie Herrick, Veritas Advisors; Brent Olmstead, MPIIdaho; Scott Leibsle, ISDA; Bill Barton, ISDA; Bert Stevenson, Roger Chase, IWRB; Norm Semanko, Idaho Water Users Assn.; Ed Hawley, Administrative Rules

Chairman Andrus called the meeting to order at 1:31 p.m.

Roger Chase, Chairman, Idaho Water Resource Board, introduced four members present of the eight member Water Board. He said the State Water Plan was adopted by the Board in November of 2012. He said for the first time, the plan includes strategies and milestones for executing management policies and evaluating policy effectiveness. He said there was concern by some legislators regarding certain policies in the plan and the Board has worked during the summer to review these policies. He said modifications to the policy from this review should be ready for the 2015 session. Mr. Chase reviewed the role of the Board and the tasks given to them by the Governor. He provided some examples of projects they provide funding to with loans, grants or both.

Chairman Chase introduced the Water Sustainability Initiative funding. He said funding is critical to help the Board maintain the balance of water in the State of Idaho. Depending on where you live in Idaho, water issues can be different, Mr. Chase said money was set aside to help with issues and projects throughout the state. This money was withdrawn when the economy took a downturn. He said the Board is asking for those funds to be restored and he reviewed several projects the funding would be used for.

Chairman Chase reviewed the issue with the Mountain Home Airforce Base, saying they do not have a sustainable water source. He said if the base can't establish a sustainable water right, there is a chance the base would need to close. He said there is a proposal with the JR Simplot Company to sell the State of Idaho a portion of their water right in that area. Mr. Chase stated that water could be used to supplement the Mountain Home Airforce Base, and it would also help the entire aquifer in that area. He said that settlement is still in negotiations and this is critical to the well being of the State of Idaho.

Chairman Chase stated the Board is also asking for help with aquifer recharge programs, most of which are in the Snake River Plains. He said they need to be very careful with water over-allocation in these areas. He said most of this water goes for storage and to recharge the Snake River Aquifer. He said they are looking for sites in the aquifer for recharge that will hold the water for many years. Mr. Chase said there are only certain times of the year that the aquifer can be recharged and recharge can only be done when there is an excess amount of water, which is usually in the spring. He said it is their goal to build aquifer recharge sites across the valley. Mr. Chase reviewed the various recharge projects that are currently in place and explained how the projects work.

Chairman Chase reviewed the issues in Northern Idaho and said they are different than the issues in Southern Idaho because they have larger amounts of water. Project work in North Idaho will help us protect the water that we have and justify the uses of the water. He explained the need to investigate new water storage areas and the need for water storage instead of buying water from outside sources. Mr. Chase stated they have looked at many sites for dams. He reviewed the three sites that have stood out as possible locations. He said these projects are the Weiser River Galloway Dam, Island Park Reservoir and raising of the water levels at Arrowrock Dam. He explained in detail the process of the Water Supply Bank and how it is used. In conclusion, Mr. Chase said the recharge efforts in the state are important, and Idaho spends the least amount of money of any state to protect its water. He asked for support and consideration from the members of the committee.

Gary Spackman, Director, Idaho Department of Water Resources, addressed the committee and said the Water Board is a separate entity from the department, but they are linked together because of related roles and responsibilities. He said in his observation, this Water Board is involved in more water issues and across a broader spectrum of activities than any other Water Board he has worked with.

Director Spackman gave a background about the need to secure a water supply for the Mountain Home Airforce Base. He explained work to obtain water right from Simplot. He spoke about the need for more snow and the mountain snow-water equivalent. He reviewed the areas that picked up a significant amount of snow pack from the most recent storm. He said one concern with water is the reservoir levels are lower than in normal years and irrigation water will likely be curtailed in thousands of acres of the Snake River Plain Basin because of legitimate calls of senior water right holders. He said this is a real possibility if there is a less than normal snow pack.

Director Spackman briefly reviewed the department's organization and gave a summary of the governor's recommendations by fund. He reviewed the department's General Fund appropriation over the last 10 years and explained the progress the department has made over the last few years. He explained the process of reducing their backlog of water right transfers, permits, and licenses; and reviewed other department programs.

Director Spackman reviewed the pending lease application process for the IWRB's Water Supply Bank. The purpose of the bank is to work as a water clearing house for water rights and for the marketing of water rights. He said the Snake River Basin Adjudication is almost complete and he credited everyone who has participated in that process. He reviewed some draft legislation that would be presented during the session.

In answer to committee questions, **Director Spackman** said that the J.R. Simplot Company water right being considered for transfer to Mountain Home Airforce Base was decreed water that was not being used.

In answer to committee questions, **Mr. Patten**, Department of Water Resources, said there is a recharge action plan and goals are set to first stabilize the aquifer and then set up a path for recovery.

ADJOURN: There being no further business to come before the committee, the meeting adjourned at 2:48 p.m.

Representative Andrus
Chair

Angela Sandoval
Secretary

AGENDA
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
BOYLE SUBCOMMITTEE
Livestock Rules
Upon Adjournment of the Full Committee
Room EW42
Thursday, January 16, 2014

DOCKET NO.	DESCRIPTION	PRESENTER
02-0419-1301	Rules Governing Domestic Cervidae	Scott Leibsle, Deputy Administrator, Idaho State Department of Agriculture
02-0420-1301	Rules Governing Brucellosis	Bill Barton, Administrator, Idaho State Department of Agriculture
02-0421-1301	Rules Governing Importation of Animals	Scott Leibsle
46-0101-1301	Rules of the State of Idaho Board of Veterinary Medicine	Jodie Ellis, Executive Director, Idaho Board of Veterinary Medicine
46-0101-1302	Rules of the State of Idaho Board of Veterinary Medicine	Jodie Ellis

If you have written testimony, please provide a copy of it to the committee secretary to ensure accuracy of records.

COMMITTEE MEMBERS

Chairman Boyle
Rep.McMillan
Rep.Miller
Rep.Dayley

COMMITTEE SECRETARY

Angela Sandoval
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MINUTES
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
BOYLE SUBCOMMITTEE
Livestock Rules

DATE: Thursday, January 16, 2014

TIME: Upon Adjournment of the Full Committee

PLACE: Room EW42

MEMBERS: Chairman Boyle, Representatives McMillan, Miller, Dayley

**ABSENT/
EXCUSED:** None

GUESTS: Jodie Ellis, Board of Veterinary Medicine; Carol Youtz; Bill Barton, Administrator, Idaho State Department of Agriculture; Scott Leibsle, Deputy Administrator, Idaho State Department of Agriculture

Chairman Boyle called the meeting to order at 2:58 p.m.

DOCKET NO. 02-0419-1301: **Scott Leibsle**, Deputy Administrator, Idaho State Department of Agriculture, regarding Rules Governing Domestic Cervidae. Mr. Leibsle gave a descriptive summary on the issues involved. Amend Section 022, the Rule change specifies which forms of unique identification will be acceptable for producers exporting out of state to utilize within their herd and to maintain compliance with the Animal and Plant Health Inspection Service, National Chronic Wasting Disease, and Herd Certification Program. Mr. Leibsle explained that this Rule only pertains to those who plan to transfer domestic cervidae across state lines. He also stated that the Rule would comply with the requirements of the APHIS National CWD Herd Certification Program.

MOTION: **Rep. Dayley** made a motion to recommend approval of **Docket No. 02-0419-1301** to the full committee. **Motion carried by voice vote.**

DOCKET NO. 02-0420-1301: **Bill Barton**, Administrator, Idaho State Department of Agriculture regarding Rules Governing Burcellosis. Mr. Barton explained that this Rule will allow ISDA to provide better surveillance of the livestock being moved. This Rule would require a permit to move livestock out of the Designated Surveillance Area (DSA). Animals under 18 months of age would not need a permit to move. This permit will allow for more precise monitoring of livestock movement out of the DSA and will further minimize the possibility that those cattle are sold without proper disease testing prior to sale. Mr. Barton then explained the penalty for not obtaining this permit.

MOTION: **Rep. Miller** made a motion to recommend approval of **Docket No. 02-0420-1301** to the full committee. **Motion carried by voice vote.**

DOCKET NO. 02-0421-1301: **Scott Leibsle**, Deputy Administrator, Idaho State Department of Agriculture regarding Rules Governing Importation of Animals. Section 600 is being amended to establish consistency with the new National Chronic Wasting Disease Herd Certification Program. The requirements mandate full participation in the HCP to qualify a cervidae for importation. Subsection 300 is being amended to define equine infectious anemia import testing requirements for horses destined for slaughter. The existing Rule allows slaughter horse imports without an EIA test, but does not specify when the animals will go to slaughter. This new Rule proposes they be sent to slaughter within 60 days.

MOTION: **Rep. McMillan** made a motion to recommend approval of **Docket No. 02-0421-1301** to the full committee. **Motion carried by voice vote.**

DOCKET NO. 46-0101-1301: **Jodi Ellis**, Board of Veterinary Medicine regarding Rules of the State of Idaho Board of Veterinary Medicine. This Rulemaking is intended to make changes in four areas. First, Section 102 is being amended to correct a misstatement regarding the time period for completing continuing education by certified veterinary technicians. Second, Section 103 is being revised to insert language authorizing a certified veterinary technician to deliver previously prescribed antibiotics and medications under supervision of a veterinarian. Third, Section 154.05 is being amended to provide a more realistic time period of three days for veterinarians to respond to a request for records. Lastly, at the recommendation of the Certified Euthanasia Task Force, provisions to Rule 205 regarding training and examination of certified euthanasia technicians are being modified to specify procedures, passing grades, and clarification on certification processes.

MOTION: **Rep. Dayley** made a motion to recommend approval of **Docket No. 46-0101-1301** to the full committee. **Motion carried by voice vote.**

DOCKET NO. 46-0101-1302: **Jodi Ellis**, Board of Veterinary Medicine regarding Rules of the State of Idaho Board of Veterinary Medicine. Current Rules are silent on allowing continuing education credits for presenters and regarding panel presentations. This rulemaking is intended to address the deficiencies found in those Rules. The rulemaking amends IDAPA 46.01.01.015 to authorize continuing education credits for course presenters and to clarify credit hours awarded for continuing education panel presentations.

MOTION: **Rep. Miller** made a motion to recommend approval of **Docket No. 46-0101-1302** to the full committee. **Motion carried by voice vote.**

ADJOURN: There being no further business to come before the subcommittee, the meeting was adjourned at 3:22 p.m.

Representative Boyle
Chair

Amber Duke
Secretary

AGENDA
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
1:30 P.M.
Room EW42
Monday, January 20, 2014

SUBJECT	DESCRIPTION	PRESENTER
	Agricultural Education Initiative Presentation	Shawn Dygert, Idaho Vocational Agriculture Teachers Association and Brett Wilder, Food Producers of Idaho Intern and State FFA President

If you have written testimony, please provide a copy of it to the committee secretary to ensure accuracy of records.

COMMITTEE MEMBERS

Chairman Andrus	Rep Dayley
Vice Chairman Boyle	Rep Miller
Rep Bolz	Rep Romrell
Rep McMillan	Rep Stevenson
Rep Batt	Rep VanOrden
Rep Bell	Rep Pence
Rep Agidius	Rep Erpelding

COMMITTEE SECRETARY

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MINUTES
HOUSE AGRICULTURAL AFFAIRS COMMITTEE

DATE: Monday, January 20, 2014

TIME: 1:30 P.M.

PLACE: Room EW42

MEMBERS: Chairman Andrus, Vice Chairman Boyle, Representatives Bolz, McMillan, Batt, Bell, Agidius, Dayley, Miller, Romrell, Stevenson, VanOrden, Pence, Erpelding

**ABSENT/
EXCUSED:** None

GUESTS: Steve Wilder, Brett Wilder, Idaho FFA; Shawn Dygert, Idaho Ag Teachers; Laura Wilder, Idaho FFA Foundation; Katie Mosman, Idaho Ag Teachers; Sara Schmidt, FFA Alumni; Vivien Jackson, Cathy Yenne, Paula McMullen, Vallivue FFA; Amy Nichols, Idaho Ag Teachers; Wyatt Neal, Parma FFA; Jim Lowe, Food Producers; Don Johnson, Dallas Change, Idaho State Grange; Lisa Kauffman, Humane Society of the US; Sean Ellis, Capital Press; Don Heikkila, Idaho State Grange

Chairman Andrus called the meeting to order at 1:30 p.m.

Shawn Dygert, Idaho Vocational Agricultural Teachers Association, introduced **Brett Wilder**, President of Idaho FFA.

Brett Wilder, President, Idaho FFA, introduced several members of the Idaho FFA and Ag teachers that were present. He said he was before the committee representing over 4,200 FFA members in Idaho and over 12,000 students statewide enrolled in agriculture education.

Mr. Wilder explained the Three Circle Model, which includes classroom instruction, supervised agricultural experience and FFA. He reviewed the components of classroom instruction regarding agricultural education and discussed his experience with FFA in the classroom. He said there are more career pathways in agriculture than people realize and reviewed the demographics of classroom instruction in agriculture. He stated that one of the most important aspects to learning the materials presented in the classroom is the supervised agricultural experiences. He said this is the hands on way to take the information learned in the classroom and bring it to the home. Mr. Wilder explained his experience in the sheep industry and attributed his work ethic to agriculture and being a part of high school agricultural education. Mr. Wilder reviewed potential careers for students and other educational benefits of this program

Mr. Wilder said the FFA mission statement is to make a positive difference in the lives of students by developing their potential for premier leadership, personal growth and career success through agricultural education and it is with FFA that this is possible. He explained the opportunities to network through 25 different career development events, where students have the opportunity to learn more about a field they are interested in.

Mr. Wilder stated the Three Circle Model has been able to make a positive influence in the lives of students. He said last year they had a series of round table discussions on agricultural education and invited superintendents, industry leaders, teachers and members of the community to talk about the strengths and opportunities of involvement. He reviewed the results of these discussions. He explained that although agriculture education is expanding into the future and giving students what they need, it is very difficult to be sustainable.

Shawn Dygert, Agriculture Teacher at Kuna High School, Idaho Vocational Ag Teachers Assoc., reviewed some of the critical crisis needs of the Idaho Ag Education Initiative. He said they have experienced growth in the program and have also experienced an increase in turn over in Ag teachers. He said they have found that they have some very specific critical needs and they want to encourage the supporters of agricultural education to move forward with this initiative and go through the legislative process. He said the support and input, especially at the round table discussion has been a great opportunity to address the needs of all students regardless of the size of the program.

Mr. Dygert said with the needs of students in mind, the Ag Initiative was created. He reviewed the different funding components of the Initiative and said this Initiative would establish a full time Executive Director position. It would also establish a mentoring system to keep Ag teachers in the profession and make sure that teachers are well prepared with a solid support base. Mr. Dygert said they want to create programs with higher standards and a situation where the programs can be successful. He also reviewed the Ag education start up grants and explained it is a huge undertaking to be able to start up these programs. He said they want to set themselves apart from the rest of the industry and would encourage others interested in this same model to identify critical needs and find ways to work toward those solutions. He said it is important that the requests stand on their own merit and it is important that Ag education in Idaho is a proven opportunity for students. He said it is important to recognize the parts of the program that can't be measured. He said the confidence, leadership, self motivation and work ethic that the program provides for students is a very important part of the program.

In answer to the question of how other states fund these types of programs, **Mr. Dygert** said there is not a standard of how programs are funded, other states have done what has worked best for them. He said this funding adaptability is one of the strengths of the Ag education program.

In answer to questions regarding the cost of the quality standards of the program, **Mr. Dygert** explained the cost would be for program improvement. He also explained that if this initiative is not successful this year, the longer there is a delay, the harder it is to keep the students up with the latest technology in order to be successful.

ADJOURN:

There being no further business to come before the committee, the meeting adjourned at 2:15 p.m.

Representative Andrus
Chair

Angela Sandoval
Secretary

AGENDA
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
BELL SUBCOMMITTEE
Administrative Rules
1:30 P.M.
Room EW42
Wednesday, January 22, 2014

DOCKET NO.	DESCRIPTION	PRESENTER
02-0214-1301	Rules for Weights and Measures	Kevin Merritt, Section Manager, Idaho State Department of Agriculture
02-0214-1302	Rules for Weights and Measures	Kevin Merritt
02-0602-1301	Rules Pertaining to the Idaho Commercial Feed Law	Katie Mink, Section Manager, Idaho State Department of Agriculture

If you have written testimony, please provide a copy of it to the committee secretary to ensure accuracy of records.

COMMITTEE MEMBERS

Chairman Bell
Rep.Romrell
Rep.Pence

COMMITTEE SECRETARY

Angela Sandoval
Room: EW11
Phone: 332-1137

MINUTES
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
BELL SUBCOMMITTEE
Administrative Rules

DATE: Wednesday, January 22, 2014
TIME: 1:30 P.M.
PLACE: Room EW42
MEMBERS: Chairman Bell, Representatives Romrell, Pence
**ABSENT/
EXCUSED:** None
GUESTS: Katie Mink, Kevin Merritt, ISDA

Chairman Bell called the meeting to order at 1:30 p.m.

DOCKET NO. 02-0214-1301: **Kevin Merritt**, Department of Agriculture, Weights & Measures Program, Section Manager presented **Docket No. 02-0214-1301** and said ISDA conducted negotiated rule making this summer and contacted business that would be impacted by this Fee Rule and encouraged them to provide input to the proposal during the comment period. He said there was no opposition or negative feedback. Mr. Merritt reviewed the changes to the Rule and said they were adding a minimum fee of \$12.00 to better reflect the cost associated with testing devices. He said they are also adding new devise types and removing language that identifies petroleum, he said this will make it more transparent to owners and may lower costs to some owners. He explained the approximate overall increases to the Weights and Measures Fund with these changes. He said these fee changes will not take effect until 2015 and will bring costs more in line with actual expenses.

MOTION: **Rep. Pence** made a motion recommend approval of **Docket No. 02-0214-1301** to the full committee. **Motion carried by voice vote.**

DOCKET NO. 02-0214-1302: **Kevin Merritt**, Department of Agriculture, Weights and Measures Program, presented **Docket No. 02-0214-1302** and stated that no negotiated rule making was done due to the simplicity of this rule. He said this an annual house keeping item and is an incorporation by reference which will keep the Codes current with new technology and uniformity with other surrounding states.

MOTION: **Rep. Romrell** made a motion to recommend approval of **Docket No. 02-0214-1302** to the full committee. **Motion carried by voice vote.**

DOCKET NO. 02-0602-1301: **Katie Mink**, Department of Agriculture, Section Manager, presented **Docket No. 02-0602-1301**, saying this Pending Rule is an update to the current incorporation by reference from the 2013 to the 2014 AAFCO policy. She said this will ensure the ISDA and industry members will use the most current terms, ingredient definitions and policies.

MOTION: **Rep. Pence** made a motion to recommend approval of **Docket No. 02-0602-1301** to the full committee. **Motion carried by voice vote.**

ADJOURN: There being no further business to come before the subcommittee, the meeting adjourned at 1:48 p.m.

Representative Bell
Chair

Angela Sandoval
Secretary

AMENDED AGENDA #1
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
1:30 P.M.
Room EW41
Tuesday, January 28, 2014

SUBJECT	DESCRIPTION	PRESENTER
<u>RS22655C1</u>	Domestic Cervidae Inspection	Stan Boyd, Idaho Elk Breeders Assn.
<u>RS22575</u>	Noxious/Invasive Weed Awareness Week	Rep. Erpelding
	Immigration Reform Update	Brent Olmstead, Idaho Business Coalition for Immigration Reform
	Idaho Barley Commission Presentation	Kelly Olson, Administrator

COMMITTEE MEMBERS

Chairman Andrus
Vice Chairman Boyle
Rep Bolz
Rep McMillan
Rep Batt
Rep Bell
Rep Agidius

Rep Dayley
Rep Miller
Rep Romrell
Rep Stevenson
Rep VanOrden
Rep Pence
Rep Erpelding

COMMITTEE SECRETARY

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MINUTES
HOUSE AGRICULTURAL AFFAIRS COMMITTEE

DATE: Tuesday, January 28, 2014

TIME: 1:30 P.M.

PLACE: Room EW41

MEMBERS: Chairman Andrus, Vice Chairman Boyle, Representatives Bolz, McMillan, Batt, Bell, Agidius, Dayley, Miller, Romrell, Stevenson, VanOrden, Pence, Erpelding

**ABSENT/
EXCUSED:** None

GUESTS: Kelly Olson, Idaho Barley Commission; Bill Barton DVM, ISDA; Mackenzie Herrick, Veritas Advisors; Elizabeth Criner, NW FPA/FWAA; Kristyn Kirschenman, Risch-Pisca; Eli Brown, Veritas Advisors LLP; Rick Keller, Idaho Farm Bureau; Dennis Tanikuni, Idaho Farm Bureau; Stan Boyd, IEBA; John Jameson, IEBA

Chairman Andrus called the meeting to order at 1:30 p.m.

Chairman Andrus welcomed the FFA guests and invited the FFA Advisors to introduce and recognize their individual Chapters.

MOTION: **Rep. Pence** made a motion to approve the minutes of the Wednesday, January 8, 2014 meeting. **Motion carried by voice vote.**

RS 22655C1: **Stan Boyd**, Idaho Elk Breeders Association, presented **RS 22655C1**, Domestic Cervidae Inspection. Mr. Boyd stated the Elk Breeders Program requires an extensive amount of background work and testing. He said it is very expensive to run the program at the Idaho Department of Agriculture. He said the department has authority to inspect at any time and this proposed legislation raises fees to \$10 a head and puts in place a \$10 a head transfer fee on imports or exports.

Mr. Boyd answered questions from the Committee regarding the dollar amount of the fee and how it was established and the need for an increase in the future.

MOTION: **Rep. Romrell** made a motion to introduce **RS22655C1**. **Motion carried by voice vote.**

RS22575: **Rep. Erpelding** presented **RS 22575**, Noxious/Invasive Weed Awareness Week. He said the objective of this proposed legislation is to create a permanent weed awareness week for the purposes of protecting our public and private lands for ranching, agriculture and recreation.

Rep. Batt invoked Rule of 38, stating a possible conflict.

MOTION: **Rep. Agidius** made a motion to introduce **RS 22575**. **Motion carried by voice vote.**

Brent Olmstead, Idaho Business Coalition for Immigration Reform, presented an Immigration Reform overview. Mr. Olmstead explained the coalition was formed in 2008. He stated the coalition is a broad based group that works with multiple industry segments and multiple national immigration groups. He explained immigrants come to the United States for higher wages and average earnings were seven times higher. He explained there are twenty different guest programs for immigrants, and Idaho uses the H-2A program for seasonal agricultural worker. Mr. Olmstead outlined the benefits and problems of H-2A. He explained the E-Verify process for employers hiring a new employee. He stated E-Verify is free and provides for appeals. In the appeal process, the employee remains employed.

The E-Verify cannot be used as a pre-employment screening tool and does not protect against identity theft.

In response to a question regarding the difference between the pathways to legalization and citizenship, **Mr. Olmstead** said a work permit does not necessarily move the worker forward to citizenship, some workers may not want citizenship, they only want to earn money and go back home.

Kelly Olson, Administrator, Idaho Barley Commission, presented the Idaho Barley Commission annual report to the Committee. Ms. Olson stated that 91 percent of barley is produced in southern/eastern Idaho, and barley prices were trending lower. She discussed some of the challenges and opportunities for the Commission. She stated there was a decline in public research funding, there was a rise in disease threat, and domestic beer sales fell 1.6 percent in 2013 due to the economy. Ms. Olson stated with rising health risks, there is a demand for healthier foods and outlined the benefits of barley.

ADJOURN:

There being no further business to come before the committee, the meeting was adjourned at 2:49 p.m.

Representative Andrus
Chair

Angela Sandoval
Secretary

AGENDA
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
1:30 P.M.
Room EW42
Thursday, January 30, 2014

SUBJECT	DESCRIPTION	PRESENTER
<u>RS22589</u>	Produce Rule	Rep. Dayley
	Idaho Agricultural Outlook	Dr. Garth Taylor, Associate Professor of Agriculture Economics, University of Idaho Steve Hines, Extension Educator, University of Idaho

COMMITTEE MEMBERS

Chairman Andrus
Vice Chairman Boyle
Rep Bolz
Rep McMillan
Rep Batt
Rep Bell
Rep Agidius

Rep Dayley
Rep Miller
Rep Romrell
Rep Stevenson
Rep VanOrden
Rep Pence
Rep Erpelding

COMMITTEE SECRETARY

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MINUTES
HOUSE AGRICULTURAL AFFAIRS COMMITTEE

DATE: Thursday, January 30, 2014

TIME: 1:30 P.M.

PLACE: Room EW42

MEMBERS: Chairman Andrus, Vice Chairman Boyle, Representatives Bolz, McMillan, Batt, Bell, Agidius, Dayley, Miller, Romrell, Stevenson, VanOrden, Pence, Erpelding

**ABSENT/
EXCUSED:** None

GUESTS: Barbara Petty, University of Idaho Extension; Steve Hines, UI Extension; Ben Eborn, UI Extension; Rich Garber, UI CALS; Dennis Tanikuni, Idaho Farm Bureau; Camille Blaylock, Batt Associates; Sean Ellis, Capital Press; Elli Brown, Veritas Advisors; Wyatt Prescott, ICA; Mark Duffin, ISGA

Chairman Andrus call the meeting to order at 1:30 p.m.

RS 22589: **Rep. Dayley** presented **RS 22589**, Produce Rule and said this is a statement from Idaho to the federal government. The Food Safety Modernization Act (FSMA) was signed into law in 2011. Rep. Dayley explained the process used to test the water for adequate sanitary quality and said this would have a devastating impact on Idaho Agriculture.

MOTION: **Rep. Agidius** made a motion to introduce **RS 22589**. **Motion carried by voice vote.**

Dr. Garth Taylor, Associate Professor of Agriculture Economics, University of Idaho, discussed the Idaho Agricultural Outlook. He stated the financial condition of Idaho agriculture breaks records for the third consecutive year and is the most it has ever been in Idaho history. He said potatoes are the largest crop grown followed by hay. He said sugar beets are down one percent this year and milk is up six percent. He said at this rate of growth we are close to doubling the size of agriculture in the last 12-17 years. He reviewed the numbers for revenue and the figures for government subsidies. He said in the latest version of the Farm Bill current programs are being replaced by more insurance based programs and as a result Idaho farmers will lose \$50 million worth of income. He said the debt to income ratio is the lowest in agricultural history and he explained how agriculture fits in with Idaho's economy. He said dairy is now the largest export in Idaho and the export is in the form of powdered milk. Dr. Taylor explained the relationship between exports and the prices received by farmers. He said exports will determine the health of Idaho agriculture.

Steve Hines, Extension Educator, University of Idaho presented the Potential Economic Effects of a Water Call. He explained exports bring new dollars into the economy and dairy processing is a critical link to the State of Idaho. He said seventy percent of Idaho's milk cow herds are located in the Magic Valley area. He reviewed in detail that high farm gate cash receipts comes from six counties in the Magic Valley. He explained the percentage of crops grown in the Magic Valley and discussed the cash value of each crop. He said the Magic Valley contributes over half of Idaho's total farm gate receipts.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 2:50 p.m.

Representative Andrus
Chair

Angela Sandoval
Secretary

AGENDA
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
1:30 P.M.
Room EW42
Tuesday, February 04, 2014

SUBJECT	DESCRIPTION	PRESENTER
<u>H 431</u>	Domestic Cervidae	Stan Boyd, Idaho Elk Breeders Assn.
	Idaho Rangeland Resource Commission Annual Report	Gretchen Hyde, Executive Director

COMMITTEE MEMBERS

Chairman Andrus
Vice Chairman Boyle
Rep Bolz
Rep McMillan
Rep Batt
Rep Bell
Rep Agidius

Rep Dayley
Rep Miller
Rep Romrell
Rep Stevenson
Rep VanOrden
Rep Pence
Rep Erpelding

COMMITTEE SECRETARY

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MINUTES
HOUSE AGRICULTURAL AFFAIRS COMMITTEE

DATE: Tuesday, February 04, 2014

TIME: 1:30 P.M.

PLACE: Room EW42

MEMBERS: Chairman Andrus, Vice Chairman Boyle, Representatives Bolz, McMillan, Batt, Bell, Agidius, Dayley, Miller, Romrell, Stevenson, VanOrden, Pence, Erpelding

**ABSENT/
EXCUSED:** None

GUESTS: Jim Lowe, Food Producers; Mackenzie Herrick, Veritas Advisors; Gretchen Hyde, Idaho Rangeland Resource Commission; John Caywood; Bob Minter, ACF&G League; John Robison, ICL; Tyler Mallard, RischPisca; Bill Barton, ISDA; Sean Ellis, Capitol Press; Jim Nunley, Idaho Wildlife Federation; Rich Garber, CALS; John Jameson, Elk Breeders; Stan Boyd, IEBA

Chairman Andrus called the meeting to order at 1:31 p.m.

MOTION: **Rep. Erpelding** made a motion to approve the minutes of the January 20, 2014 meeting with the following correction: 12,000 students statewide and not nationwide. **Motion carried by voice vote.**

Chairman Andrus reminded the Committee that the last day for non-privileged committees to introduce RS's is Monday, February 10, 2014.

H 431: **Stan Boyd**, Idaho Elk Breeders Association, presented **H 431**, legislation to provide that brain tissue samples from no less than ten percent of all domestic cervidae sixteen months of age or older shall be submitted for testing of chronic wasting disease (CWD). He said the industry and ISDA have worked together to develop this as a way of allowing the program to carry itself within ISDA. He said that as required by federal law, one hundred percent of brain tissue samples will still be submitted to maintain export status and facility inspections will occur every 5 years under this bill. This legislation also raised the inventory fee from \$5 per head to \$10 per head and implements a \$10 per head export, import and with-in-the-state-of-Idaho transfer fee to help the Idaho Department of Agriculture fund their regulatory responsibilities.

In response to questions, **Dr. Bill Barton**, Idaho State Veterinarian, said the current \$5 per head fee is the only fee paid by the producers and he is not aware of any other monies put into the fund by the producers. Dr. Barton said domestic elk have been tested since 1995 and there has not been a positive CWD test. Dr. Barton clarified that brain tissues samples of no less than 10% and up to 100% could be tested under certain regulations.

John Caywood, hunter from Boise, said he was very concerned about this disease and is not in support of a decrease in testing because it be can passed onto moose and other wild game. He said despite federal testing, several states have incurred CWD and federal testing is not a fail safe.

Bob Minter, elk hunter, Ada County Fish and Game Club, said he is concerned with this bill because of the reduction in the 100% testing but is in support of the fee increase. He said the club's mission is to help preserve and protect wildlife and history shows that CWD has been found in concentrated herds in other states. He said several hunters have been concerned with the relaxed testing in the last number of years and hunters have stopped hunting in certain areas. He said he believes testing once every five years is not adequate.

John Robison, Public Lands Director, Idaho Conservation League, testified in **opposition** to the reduction in the 100% testing and recommended that the committee oppose this bill and have it be a part of the negotiated rule making.

Dr. Barton returned to answer further questions from the Committee. He said there are currently no CWD herds in Idaho nor in Utah or Montana, the two neighboring states that allow domestic cervidae.

Jim Nunley, Idaho Wildlife Federation, spoke in **opposition** of the legislation and said the Federation does not approve of the effort to relax the testing of these animals. He said it cannot be assumed that animals are disease free because healthy looking animals can be disease carries. A relax in testing is an unwise decision and may put Idaho's wildlife at risk. He suggested the Committee leave the testing at 100%.

Mr. Boyd, in closing said 100% testing is required for export from a CWD certified herd and imports have the same requirements. In answer to a Committee question, Mr. Boyd said the Elk Breeders Association is aware that a potential charge of up to \$30 a head could be realized.

MOTION: **Rep. McMillan** made a motion to send **H 431** to the floor with a **DO PASS** recommendation.

Rep. Erpelding spoke in **opposition** to the motion and said he disagreed and could see a potential problem in Idaho.

SUBSTITUTE MOTION: **Rep. Erpelding** made a substitute motion to send **H 431** to General Orders with an amendment as follows: Line 22 change 10% to 70% and Line 39 change 5 years to 2 years. **Motion failed by voice vote.**

VOTE ON ORIGINAL MOTION: **Chairman Andrus** called for a vote on the original motion to send **H 431** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Reps. Pence** and **Erpelding** requested to be recorded as voting **NAY**. **Rep. McMillan** will sponsor the bill on the floor.

Chairman Andrus turned the gavel over to **Vice Chairman Boyle**.

Gretchen Hyde, Executive Director, Idaho Rangeland Resource Commission, said the IRRRC board is comprised of ranchers from all over the state. She discussed the Commission's goals in education and said Idaho is the only state in the nation providing rangeland information to fourth graders. She reviewed several of the Commission's programs and said they are helping to increase knowledge of rangeland management practices. She said the Commission's main goal last year was developing an updated web site. She explained the impact of rangeland fires over the entire state. She explained the importance of ranchers being involved with public lands and said if there is a loss of public lands then there will be a loss of agriculture lands.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 3:16 p.m.

Representative Andrus
Chair

Angela Sandoval
Secretary

AGENDA
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
1:30 P.M.
Room EW42
Thursday, February 06, 2014

SUBJECT	DESCRIPTION	PRESENTER
RS22776	Food Safety Modernization Act	Rep. Dayley
H 430	Noxious/Invasive Weed Awareness Week	Rep. Erpelding
	Invasive Species Law and Noxious Weed Law	Lloyd Knight, Administrator, Idaho State Department of Agriculture Matt Voile, Section Manager, Idaho State Department of Agriculture

Reports from Subcommittees on Rules

COMMITTEE MEMBERS

Chairman Andrus
Vice Chairman Boyle
Rep Bolz
Rep McMillan
Rep Batt
Rep Bell
Rep Agidius

Rep Dayley
Rep Miller
Rep Romrell
Rep Stevenson
Rep VanOrden
Rep Pence
Rep Erpelding

COMMITTEE SECRETARY

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MINUTES
HOUSE AGRICULTURAL AFFAIRS COMMITTEE

DATE: Thursday, February 06, 2014

TIME: 1:30 P.M.

PLACE: Room EW42

MEMBERS: Chairman Andrus, Vice Chairman Boyle, Representatives Bolz, McMillan, Batt, Bell, Agidius, Dayley, Miller, Romrell, Stevenson, VanOrden, Pence, Erpelding

**ABSENT/
EXCUSED:** Representatives Agidius, Stevenson

GUESTS: Jeffrey Pettingill, Bonneville Co./IWAC; Kali Sherrill, Twin Falls Co./IWCA; Bryce Fowler, Fremont Co./IAWCS; Aaron Greenwell, Bannock County IAWCS; Patrick Guzzle, IDHW; Kathryn Turner, DHW; Jim Lowe, Food Producers; Matt Voile, ISDA; Sean Ellis, Capital Press; Rick Waitley, Idaho Weed Control; Amy Ferriter, CPS

Chairman Andrus called the meeting to order at 1:32 p.m.

RS 22776: **Rep. Dayley** presented **RS 22776**, Food Safety Modernization Act. He said the FDA published additional transportation rules with the cost per farm.

MOTION: **Rep. Erpelding** made a motion to introduce **RS 22776**. **Motion carried by voice vote.**

H 430: **Rep. Erpelding** presented **H 430**. He said this Bill would build on an annual proclamation from the Governor to establish the week prior to Memorial Day weekend as a permanent invasive noxious weed awareness week. He said this will allow for more planning on the part of the agency covering noxious weeds.

Jeffrey Pettingill, Bonneville County Weed Control Superintendent spoke in **support** of this bill. He said Idaho is the leader in weed control.

Rep. Batt invoked Rule of 38, stating a possible conflict.

MOTION: **Rep. Dayley** made a motion to send **H 430** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Erpelding** will sponsor the bill on the floor.

Matt Voile, Section Manager, Idaho State Department of Agriculture (ISDA), explained the difference between the invasive species law and the noxious weed law. He explained how the Administrative Rules process categorizes these plants. He said there are many types of weeds that have become invasive and this Rule was created to include these types of weeds. He said this policy is the mechanism by which ISDA can regulate these plants and therefore without this rule there will be no regulation over Trap Crop Invasive Species or Energy Crop Invasive Species coming into the state.

In answer to a Committee question, **Mr. Voile**, explained the application process to obtain a permit as being one where the applicants file their permit application with ISDA, with a plan and ISDA adds additional incumbrances such as fencing to keep animals out. In answer to a Committee question regarding the use of another State's Rule as a model for Idaho's Rule he said it is useful as much as we can to utilize other States experiences and he cited specific examples.

MOTION: **Rep. Pence** made a motion to approve the minutes of the Bell Administrative Rules Subcommittee meeting of January 22, 2014. **Motion carried by voice vote.**

Rep. Bell explained the Docket Nos. reviewed by the Administrative Rules Subcommittee.

MOTION: Rep. Bell made a motion to approve **Docket No. 02-0214-1301**. **Motion carried by voice vote.**

MOTION: Rep. Pence made a motion to approve **Docket Nos. 02-0214-1302 and 02-0602-1301**. **Motion carried by voice vote.**

MOTION: Rep. Erpelding made a motion to approve the minutes of the Bolz Crops Rules Subcommittee meeting of January 14, 2014. **Motion carried by voice vote**

Rep. Bolz explained the Docket Nos. reviewed by the Crops Rules Subcommittee. He discussed the issue with **Docket No. 02-0609-1301**, Section 105.

MOTION: Rep. Bolz made a motion to approve **Docket Nos. 02-0303-1301, 02-0303-1302, 02-0612-1301, 02-0613-1301, 02-0622-1301, 02-0641-1301 and 53-0101-1301**. **Motion carried by voice vote.**

MOTION: Rep. Bolz made a motion to reject **Docket No. 02-0623-1301**. **Motion carried by voice vote.** Rep. Erpelding requested to be recorded as voting **NAY**.

MOTION: Rep. Bolz made a motion to approve **Docket No. 02-0609-1301**. **Motion carried by voice vote.** Rep. Batt requested to be recorded as voting **NAY**.

MOTION: Rep. Bolz made a motion to approve **Docket No. 02-0625-1301**. **Motion carried by voice vote.**

MOTION: Rep. Miller made a motion to approve the minutes of the Boyle Livestock Rules Subcommittee meeting of January 16, 2014. **Motion carried by voice vote.**

Rep. Boyle explained the Docket Nos. reviewed by the Livestock Rules Subcommittee.

MOTION: Rep. Boyle made a motion to approve **Docket Nos. 02-0419-1301, 02-0420-1301, 02-0421-1301, 46-0101-1301 and 46-0101-1302**. **Motion carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 2:42 p.m.

Representative Andrus
Chair

Angela Sandoval
Secretary

AGENDA
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
1:30 P.M.
Room EW42
Monday, February 10, 2014

SUBJECT	DESCRIPTION	PRESENTER
<u>RS22648</u>	Dairy Products Commission	Rep. Vander Woude Bob Naerebout, Executive Director, Idaho Dairymen's Association

COMMITTEE MEMBERS

Chairman Andrus
Vice Chairman Boyle
Rep Bolz
Rep McMillan
Rep Batt
Rep Bell
Rep Agidius

Rep Dayley
Rep Miller
Rep Romrell
Rep Stevenson
Rep VanOrden
Rep Pence
Rep Erpelding

COMMITTEE SECRETARY

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MINUTES
HOUSE AGRICULTURAL AFFAIRS COMMITTEE

DATE: Monday, February 10, 2014
TIME: 1:30 P.M.
PLACE: Room EW42
MEMBERS: Chairman Andrus, Vice Chairman Boyle, Representative(s) Bolz, McMillan, Batt, Bell, Agidius, Dayley, Miller, Romrell, Stevenson, VanOrden, Pence, Erpelding
**ABSENT/
EXCUSED:** Vice Chairman Boyle, Representative McMillan
GUESTS: Brent Olmstead, MPIdaho; Sean Ellis, Capital Press; Bob Naerebout, Idaho Dairyman's Association
Chairman Andrus called the meeting to order at 1:33 p.m.
MOTION: **Rep. Erpelding** made a motion to approve the minutes of the Thursday, January 16, 2014 meeting. **Motion carried by voice vote.**
RS 22648: **Rep. Vander Woude** presented **RS 22648**, Dairy Products Commission. He said this will authorize the Dairy Products Commission to fix the Commissioners compensation at a rate up to \$150 per day. He said that this does not cost the public any money as it comes out of the Commission's budget.
MOTION: **Rep. Batt** made a motion to introduce **RS 22648**. **Motion carried by voice vote.**
ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 1:39 p.m.

Representative Andrus
Chair

Angela Sandoval
Secretary

AGENDA
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
1:30 P.M.
Room EW42
Wednesday, February 12, 2014

SUBJECT	DESCRIPTION	PRESENTER
	Idaho Trade Office Reports	Armando Orellana Villers, Idaho-Mexico Trade Office, ISDA Eddie Yen, Idaho-Asia Trade Office, ISDA
<u>HJM 5</u>	Food Safety Modernization Act	Rep. Dayley

If you have written testimony, please provide a copy of it to the committee secretary to ensure accuracy of records.

COMMITTEE MEMBERS

Chairman Andrus
Vice Chairman Boyle
Rep Bolz
Rep McMillan
Rep Batt
Rep Bell
Rep Agidius

Rep Dayley
Rep Miller
Rep Romrell
Rep Stevenson
Rep VanOrden
Rep Pence
Rep Erpelding

COMMITTEE SECRETARY

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Room: EW11
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email: hagri@house.idaho.gov

MINUTES
HOUSE AGRICULTURAL AFFAIRS COMMITTEE

DATE: Wednesday, February 12, 2014

TIME: 1:30 P.M.

PLACE: Room EW42

MEMBERS: Chairman Andrus, Vice Chairman Boyle, Representative(s) Bolz, McMillan, Batt, Bell, Agidius, Dayley, Miller, Romrell, Stevenson, VanOrden, Pence, Erpelding

**ABSENT/
EXCUSED:** Rep. Batt

GUESTS: Armando Orellana Villers, Idaho-Mexico Trade Office, ISDA; Eddie Yen, Idaho-Asia Trade Office, ISDA; Laura Johnson, Idaho Dept. Agriculture; Diego Simancas, Consulate of Mexico in Boise; Gabriela Brizio, Consulate of Mexico in Boise; Rick Keller, Idaho Farm Bureau; Gloria Totoricaguena, PNWER; Norm Wright, Power County; Dennis Tanikuni, Idaho Farm Bureau

Chairman Andrus called the meeting to order at 1:31 p.m.

Chairman Andrus and the Committee thanked the Page, **Julia Garcia**, for her work for the Committee during the first half of this session.

MOTION: **Rep. Erpelding** made a motion to approve the minutes of the Tuesday, January 28, 2014 meeting. **Motion carried by voice vote.**

Laura Johnson, Bureau Chief, Idaho State Department of Agriculture (ISDA), said she would like to welcome Idaho's International Trade partners to present their annual reports.

Armando Orellana, Idaho's Mexico Trade Office, presented his annual report. He said the office will celebrate its twentieth year in 2014. He said Mexico is committed to making changes to the way they have done trading in the past particularly in the areas of energy, telecommunications, finances, and politics. He said Mexico is attracting more investors and international reserves are at a record high. He said the stability of the peso has helped Idaho exports. Inflation is still high at 3.6%. He said Project 60 is a collaboration with the United States Department of Agriculture and United States Department of Commerce to provide assistance to the Idaho Department of Commerce, Idaho State Department of Agriculture and Idaho companies to generate jobs in Idaho through market research, finding clients and distribution channels. It addresses import restrictions, competition, and getting paid. He said support for Idaho's top sectors has involved a Mining Convention, a High Tech Convention, Bean Seed Field Days and Latin American Dairy Show. Wheat, bean seed and major retail buyers visited Idaho. He said that milk is becoming more important in Mexico and as a result trade is at its highest. The Idaho Bean Commission has worked closely with Mexico to develop seeds and educate them on the bean industry. Wheat has been in the works for 8-10 years and will finally have a presence in Mexico. Other areas of interest include agricultural machinery, processed food and lumber. He said in the area of education there is assistance provided to the University of Idaho and Lewis-Clark College for student recruiting. He said intern programs are very important for students so they can develop an understanding of the marketing process in Mexico. Upcoming events include visits to Idaho by Mexican buyers, Mexico Week at Boise State University and Idaho bean seed test plots in Western Mexico.

Eddie Yen, Idaho's Taiwan Trade Office, presented his annual report. He said Taiwan has a population of 23.2 million people, with less than 1% population growth. In 2013, the Gross Domestic Product (GDP) was \$468 billion U.S. Dollars (USD) and GDP growth was 2.19%. He said Idaho's exports to Taiwan in 2012 was \$754 million USD, six times the US national average per capita. He said Taiwan represents Idaho's third largest export market, 14% of Idaho's total exports for 2012. He said Governor Otter's trade mission to Asia and Taiwan in April 2013 helped to make Project 60 successful. He said seventeen Idaho companies joined the mission. There were five trade shows held to assist Idaho companies with exports. There were seventy meetings for companies during the trip and the first Green Energy Memorandum of Understanding (MOU) was signed with the Ministry of Economic Affairs (MOEA) in Taiwan. He highlighted the events from 2013. He said there was a June Food Show; a Building Materials Show in December where five Idaho companies joined the Pavilion and attracted more than 1,000 visitors; and a Taiwan wheat buying mission in September where a letter of intent was signed to purchase \$484 million USD over the next two years. He said new successes include Glanbia's cheese products, Naturopathis's derma products, Dynamite Marketing's pet products, and more clients for Zions Bank. Promotional programs for 2014 will include investment seminars, six education and travel fairs, a food show, bio-tech and SenCare show, green industries shows, building materials show, and a buying mission to Idaho.

HJM 5: **Rep. Dayley** told the Committee that **HJM 5** will be held due to technical corrections needing to be done.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 2:15 p.m.

Representative Andrus
Chair

Angela Sandoval
Secretary

AGENDA
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
1:30 P.M.
Room EW42
Tuesday, February 18, 2014

SUBJECT	DESCRIPTION	PRESENTER
<u>H 495</u>	Dairy Products Commission	Rep. Vander Woude Bob Naerebout, Executive Director, Idaho Dairymen's Association
	Presentation: Annual Report	Teri Murrison, Administrator, Idaho Soil and Water Conservation Comission Jeff Burwell, State Conservationist, Natural Resources Conservation Service Kit Tillotson, President, Idaho Association of Soil Conservation Districts

COMMITTEE MEMBERS

Chairman Andrus
Vice Chairman Boyle
Rep Bolz
Rep McMillan
Rep Batt
Rep Bell
Rep Agidius

Rep Dayley
Rep Miller
Rep Romrell
Rep Stevenson
Rep VanOrden
Rep Pence
Rep Erpelding

COMMITTEE SECRETARY

Angela Sandoval
Room: EW11
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MINUTES
HOUSE AGRICULTURAL AFFAIRS COMMITTEE

DATE: Tuesday, February 18, 2014

TIME: 1:30 P.M.

PLACE: Room EW42

MEMBERS: Chairman Andrus, Vice Chairman Boyle, Representative(s) Bolz, McMillan, Batt, Bell, Agidius, Dayley, Miller, Romrell, Stevenson, VanOrden, Pence, Erpelding

**ABSENT/
EXCUSED:** Rep. Bell

GUESTS: Leon Slichter, ID Soil & Water Commission; Jan Webster, SWC; Benjamin Kelly, IASCD; Kit Tillotson, IASCD; Bob Naerebout, Idaho Dairyman's Assn.; Dennis Tanikuni, Idaho Farm Bureau

Chairman Andrus called the meeting to order at 1:31 p.m.

Chairman Andrus acknowledged the Page **Julie Monaghan**.

MOTION: **Rep. Erpelding** made a motion to approve the minutes of January 30, February 4, and February 10, 2014. **Motion carried by voice vote.**

H 495: **Rep. Vander Woude**, presented **H 495**, Dairy Products Commission. He said this will authorize the Dairy Products Commission to fix the Commissioners compensation at a rate up to \$150 per day and it amends existing law to allow for this.

Bob Naerebout, Executive Director, Idaho Dairyman's Association, said the legislation will require the Commission to file its annual report annually during the legislative session, rather than by January 15.

MOTION: **Rep. Romrell** made a motion to send **H 495** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Vander Woude** will sponsor the bill on the floor.

Teri Morrison, Administrator of the Idaho Soil and Water Conservation Commission, provided a presentation on the agency's 2014 annual report. She said the Conservation Districts are the "boots on the ground" of conservation, undertaking locally led projects with private landowners. She expressed her gratitude to the landowners, stake holders, government agencies and their partners for the cooperative efforts in accomplishing positive results for the land and the people who live and work on the land. She said Conservation the Idaho Way is a voluntary and non-regulatory focus on cooperative, collaborative efforts of local people who show good stewardship of the land and its resources. She said the Conservation Commission has three core functions: providing district support, managing incentive-based and other conservation programs and fiscally prudent administration.

Norm Wright, Chairman, Idaho Soil and Water Conservation Commission, said there are fifty districts in Idaho. He said this year districts received about \$1.15 million in operating support from the General Fund and they raised another \$500,000 from local government and other local matching sources to total almost \$1.6 million dollars statewide. He said since 1990 they have been involved with over \$88 million worth of projects and of that, over \$22 million dollars has been Commission funds. He said the Commission has impacted almost 1.5 million acres with Conservation the Idaho Way. He said beyond district support services, they manage incentive-based and general conservation programs such as the Conservation Reserve Enhancement Program (CREP); a program to conserve water usage on marginal farm ground in the Eastern Snake River Plain Aquifer. He said the Rangeland Resource Conservation Development Program (RCRDP) has funded almost \$25 million in loans, impacting close to 133,000 acres. He said the Commission assists DEQ in preparing the Total Maximum Daily Load Program (TMDL) implementation plans to strategically reduce agriculturally-generated pollutant loads for impaired surface waters. He said to date, they have completed 93 implementation plans. He said last year the Ground Water Program treated 35,685 acres, reducing nitrates by about 115,000 pounds, phosphorus by 24,000 pounds and sediment by 137,000 pounds.

Kit Tillotson, President, Idaho Association of Soil Conservation Districts (IASCD), said IASCD is charged with supporting the conservation districts and they are a unified voice for conservation in Idaho. He said they are the leaders of non-regulatory, locally led natural resource conservation. He said they work in partnership with schools to teach the value of protecting the natural resources. He said IASCD provides an avenue for Districts to reach above the local level to develop state and federal partners and bring more financial and technical resources that benefit the districts and land owners they serve.

Jeff Burwell, State Conservationist, Natural Resources Conservation Service (NRCS), said in partnership with local Conservation Districts and the Soil and Water Conservation Commission they service 25,000 landowners in Idaho and the partnership is critical in providing timely service to these landowners. He said NRCS is the federal piece of the partnership and the largest part of the funding is through the Farm Bill. He said NRCS typically gets between 50-60 million dollars to use to apply conservation in Idaho. He said they work with landowners to conserve and sustain natural resources. He said they can only fund about 25% of the applications they receive and as a result they defer to their partner agencies for help.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 2:11 p.m.

Representative Andrus
Chair

Angela Sandoval
Secretary

AGENDA
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
1:30 P.M.
Lincoln Auditorium - WW02
Thursday, February 20, 2014

SUBJECT	DESCRIPTION	PRESENTER
<u>S 1337</u>	Ag, Production Interference	Rep. Batt Dan Steenson

COMMITTEE MEMBERS

Chairman Andrus
Vice Chairman Boyle
Rep Bolz
Rep McMillan
Rep Batt
Rep Bell
Rep Agidius

Rep Dayley
Rep Miller
Rep Romrell
Rep Stevenson
Rep VanOrden
Rep Pence
Rep Erpelding

COMMITTEE SECRETARY

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MINUTES
HOUSE AGRICULTURAL AFFAIRS COMMITTEE

DATE: Thursday, February 20, 2014

TIME: 1:30 P.M.

PLACE: Lincoln Auditorium

MEMBERS: Chairman Andrus, Vice Chairman Boyle, Representative(s) Bolz, McMillan, Batt, Bell, Agidius, Dayley, Miller, Romrell, Stevenson, VanOrden, Pence, Erpelding

**ABSENT/
EXCUSED:** None

GUESTS: The sign-in sheet will be retained with the minutes in the committee secretary's office until the end of the session. Following the end of the session, the sign-in sheet will be filed with the minutes in the Legislative Services Library.

Chairman Andrus called the meeting to order at 1:29 p.m.

S 1337: **Rep. Batt**, presented **S 1337**, Ag Production Interference. She said the legislation protects our farm families and agricultural production facilities from interference by wrongful conduct by providing penalties for such conduct and restitution to an injured agricultural producer. She said the definitions for "Agricultural production" section comes from the Right to Farm statute and "Agricultural production facility" comes from the Ag Research Act. She said the penalty provisions if crimes are committed will be a misdemeanor and that restitution be paid to the victim. She said now, more than ever, the farm industry is facing such activities as crops and records destruction and animals being released.

In response to Committee questions regarding the limitations the legislation puts on whistle-blowers and what an employee can do under the law if they witness animal abuse, **Rep. Batt** said the legislation does not prohibit whistle-blowers and Idaho already has state laws that address animal cruelty.

In answer to Committee questions, **Brian Oakey**, Deputy Director, Idaho State Department of Agriculture (ISDA), said they have a responsibility to implement the animal care statute in Idaho. He said they have information on their website available to the public and a complaint line to take calls. He said they have field staff trained by veterinarians to investigate animal care concerns. If there is an incidence where an animal must be taken from the owner, an inspector is on site and makes those determinations.

In response to a Committee question regarding the legislation preventing anyone from reporting animal cruelty, **Mr. Oakey** said ISDA's role will remain the same.

In response to Committee questions about the complaint line, **Mr. Oakey** said it is the role of the staff veterinarian to educate sheriffs and prosecutors on their role in implementing animal care and getting the information to the citizens. He said although they have a role in animal care it does not prevent any citizen from making their own complaint. He said it is ISDA policy to respond within 24 hours to complaints unless it is on the weekend and people who call in can remain anonymous.

Dan Steenson, presented on **S 1337**. He said he represents the hard working dairy farmers of Idaho but he kept all of Idaho farmers in mind when preparing this legislation. He said the purpose of the legislation is to protect Idaho farmers from wrongful interference. He said it occurs when activist groups masquerade as employees and then assume the role of both judge and jury when they publish videos to the media. He said the results can be devastating to the farmers. He said farmers have a right to privacy and they have nothing to hide. He said they care for their animals with moral obligation and to feed the nations population. He said for the structure and content of the bill they looked at similar statutes that had been enacted in other states and at trespass laws in Idaho Code and modified the bill along side the statute. He said they also considered a bill enacted into law last year and asked the Office of the Attorney General to review, incorporate and make suggested changes. He said it does not infringe upon the First Amendment. He said the bill addresses the concerns that resulted in the video whereby someone obtains employment with purposes to prosecute in the media. He said it also addresses entering an agricultural facility, not open to the public, even as a passerby, such as a grazing allotment, and a person uses a piece of equipment to record the operation without written consent from the owner.

Chairman Andrus said for the sake of fairness the Committee would hear testimony in order of sign up and it would be limited to three minutes.

Those speaking **in support** of the legislation were **Charles DeGroot, William Bokma, John Gomez, Clem Fitzgerald, Harry DeWolfe, Cindy Moyle, Terry Jones, Bennet Quellhorst, Jesus Hurtado, Arie Roeloffs, Dan Mauger, Tom Dorsey, Sid Freeman, Dan Schiffler, Pete Wiersma, Richard Durant**.

Those speaking **in opposition** of the legislation were **DeAnna Lee, Morgan Schnell, Shannon Smith, Daniel Whiteley, Elizabeth McFarland, Courtney Washburn, Kris Armstrong**.

Lou Murgoitio, Dairyman, Farmer and Idaho Dairyman's Association (IDA) Board Member, said he **supports** the bill and feels his business shouldn't be any different from a non agricultural business from a security standpoint. He said he believes every farm family has a right to their privacy whether in their homes or their operations. He asked for the Committee to support the bill.

Lance Cheney, Veterinarian, said he **supports** the bill and would not be in business if he did not care for the animals. He said there are protocols in place for the health and well being of the animals.

Steve Ballard, Dairy Producer and Cheese Processor, said he **supports** the bill. He said they have tours on their farms and believes no one would abuse cows the way it is shown in the media.

Russ Hendricks, Idaho Farm Bureau, said they **support** the bill. He said it is a private property rights issue guaranteed by the Idaho Constitution and it is the duty of the state to protect these members.

Kelly Hogan, said he **opposes** the bill. He said the video surveillance is evidence that can be provided to authorities for prosecution. He said the public has the right to expose these crimes.

Tony VanderHulst, Dairy Producer and President of Idaho Dairyman's Association, said he was speaking on behalf of numerous individuals who are in strong **support** of this bill. He said animal abuse is not tolerated in dairy production because content cows have better production. He said he fines employees who he witnesses abusing animals. He said it is necessary in order to protect personal property. He urged the Committee to vote yes.

Shawn Mallot, Nature's Harmony Dairy, said he **supports** the bill and he asked the Committee to support the bill. He said they train employees and include severe consequences if there is animal abuse. He said they have had cameras recording the cattle and the employees handling them for twelve years and they do this to protect themselves. He said this bill will prohibit unlawful entry or recordings.

Elham Marder, self, said she **opposes** the bill. She said it shouldn't be limited only to the agricultural industry and there are already laws in place to take care of this. She said there is a First Amendment right to expose this type of conduct.

Heidi Zschach, self, said she **opposes** the bill. She said it is unconstitutional and believes all crimes against animals should be reported and feels the filming should remain the same.

Brent Olmstead, Milk Producers of Idaho, MP Idaho and Lobbyist, said Milk Producers of Idaho **supports** this bill. He said the producers are afraid they will be put out of business by activists. He said the video suggests this is common practice of dairy farmers and it is not. He urged the Committee to support the bill.

Jim Lowe, Food Producers of Idaho and farmer, said he **supports** the bill. He said some activists would like to destroy agriculture as we know it. He said Idaho agriculture has nothing to hide and this bill will make people who seek to disrupt Idaho's largest economic contributor accountable for their actions.

Alix Maass-Hagaman, animal activist, **opposes** the bill because it will hurt the efforts to protect animals.

Wyatt Prescott, Executive Vice President, Idaho Cattle Association, said they **support** the bill. He said the cattle industry has a responsibility to produce the most wholesome and nutritional beef and this will protect the integrity of Idaho agriculture.

Sara Baugh, self, said she **opposes** the bill. She said it violates citizens rights to free speech and Idaho already has laws in place to protect the dairy farmers. She said it is an attack on fundamental values and would perpetuate animal abuse. She said she is in favor of protecting consumer rights to know how their food is raised.

Scott Beckstead, Senior Oregon Director, Humane Society, said they **oppose** this bill. He said he cares deeply about Idaho agriculture and believes this bill poses a greater threat to Idaho agriculture more than the video. He urged the Committee to vote no on it.

Mary Rengel-Yawczak, Retired Veterinarian, Teacher and Business Owner, said she feels the public doesn't have enough information on this bill. She would urge the committee to come to a compromise and consider a proposal to Subsection d, she doesn't think it is needed in this bill.

Chairman Andrus called a recess of the Committee at 3:22 p.m.

Chairman Andrus reconvened the meeting at 3:33 p.m.

Marty Durand, Building Trades Council, said they **oppose** the bill. She said Section d is the problem because simply taking a picture of a construction site would be a crime. She said this bill makes numerous problems for workers and it prohibits helpful communication. She urged the Committee to vote no.

Lisa Kauffman, Idaho State Director, Humane Society for the United States (HSUS), said they **oppose** this bill. She said she was concerned that many Representatives had little knowledge of this bill or the details in it. She said Mercy for Animals sent an investigator to Idaho in 2012 to gain employment at a dairy. There was no target, he applied and was hired at a facility. She said the person who took the video did try and expose it soon after it was taken by telling his supervisor, however, the supervisor did not follow up on it and actually ignored it. She said a high percentage of dairy workers are here illegally and would not report the animal abuse. She said HSUS fully supports Idaho dairies and producers. She asked the Committee to vote no on the bill.

Roger Batt, Idaho Eastern-Oregon Seed Association, said they **support** the bill. He said the bill includes protection for all of Agriculture and would add a much needed layer of protection in Statute for Seed Producers. He said someone could easily be hired by a seed company with the intent to divulge genetically engineered seed crops and nursery and stock seed locations to anti-GMO activists. He said someone entering a seed plot or field could transmit a disease or vector that could contaminate that seed plot and cause that disease or vector to spread to other seed crops within a production area. He asked the Committee for their support of the bill.

Matt Dominguez, Humane Society, said they work to protect animals from cruelty. He said last year there were several of these types of bills and every one failed to pass because the public demands to know what is happening to their food source. He said the intent of this bill is already addressed by Idaho law and if you want to heighten those punishments in the existing laws then the Humane Society will support it. He said as the video shows, abuse does happen by hourly employees and the public does not want to be kept in the dark. He said 77% of Americans oppose this type of legislation and these bills do more harm than good. He said there are no State or Federal laws that protect animals from abuse on a farm. He said this bill exhausts the ability to prove your allegations and we are a society of evidence and this bill takes that evidence away and without the video, animal cruelty will not stop.

Eilien Deshazo, self, said she **opposes** this bill. She said it seeks to silence the messenger because we do not want to hear the message. She said consumers do not want animals abused in the production of their food and the industry refuses to voluntarily regulate animal abuse.

Patricia Plimmer, self, said she **opposes** this bill. She said this bill uses broad language to protect individuals from heinous behavior. She said there are already trespass laws in place. She said these films need to be done and this is not an isolated incident. She asked the Committee to vote no.

Elizabeth Criner, Northwest Food Processors Association, said they **support** the bill. She said the legislation is important because it will provide appropriate protections for our food processing facilities that may be targeted by activists looking to fraudulently gain access to our businesses with the express purpose of causing damage or trying to gain access to our patents. In addition, an infiltration of this sort could do long-term damage to a brand or product type that is important to the strength of Idaho's food industry. She said they also have concerns about the effort that would result in damaged or tainted facilities, both of which could result in millions of dollars in costs or losses for our food processors. This issue also raises concerns regarding food safety and food supply.

Rick Oneida, CFO, Bettencourt Dairy, said he **supports** the bill. He said it is an absolute truth that **Mr. Bettencourt** cares for his animals and employees and has always had a zero tolerance policy on animal cruelty. He said on August 21, 2012 he received a phone call from the Idaho State Department of Agriculture (ISDA) regarding the video tape and immediately an investigation ensued. He said within hours the employees responsible were fired and they met with the Twin Falls Prosecutor. He said they met with every employee and signed agreements, installed cameras and contacted an outside agency to come in and conduct an animal welfare investigation. He said the group who did the videotaping has never followed up to check on the animals. He said they continue to receive threats to this day. He said it is important that private business and individuals have a right to privacy.

Bob Naerebout, Executive Director, Idaho Dairyman's Association (IDA), said this issue goes way beyond dairies but currently there are no laws that protect agriculture. He said 2,400 times last year ISDA visited dairies. He said the dairy owners have been put in jail with the use of the system. He said other states have passed this law. He said Mercy for Animals has tried to destroy the integrity of a business owner and they have done damage by waiting 45 days to release their video. He said the person doing the video taping orchestrated and choreographed it. He said he speaks for IDA and said no one would condone the behavior that was on that video taping. He urged the Committee to vote yes on the bill.

Dan Steenson, in closing said there is no need for any legal argument to show this bill is needed and he referred the Committee to tab 3 of the SB 1337 Document Index handout (See Attached).

MOTION: **Rep. Boyle** made a motion to send **S 1337** to the floor with a **DO PASS** recommendation.

In support of the motion, **Rep. Boyle** said this is a very important issue for agriculture and the no trespassing portion was very important to her. She said the investigating should be left to law enforcement and not to people with an agenda.

Rep. Batt invoked Rule 38 stating a possible conflict of interest.

ROLL CALL VOTE: **Rep. Batt** requested a roll call vote on **S 1337**. **Motion carried by a vote of 13 AYE and 1 NAY. Voting in favor of the motion: Reps. Boyle, Bolz, McMillan, Batt, Bell, Agidius, Dayley, Miller, Romrell, Stevenson, VanOrden, Pence, Andrus. Voting in opposition to the motion: Rep. Erpelding. Rep. Batt** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 5:01 p.m.

Representative Andrus
Chair

Angela Sandoval
Secretary

AGENDA
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
1:30 pm or Upon Adjournment
Room EW42
Monday, February 24, 2014

SUBJECT	DESCRIPTION	PRESENTER
S 1266	Bees	Jay Miller, Miller's Honey Farm Benjamin Kelly, Idaho Honey Industry Association
S 1267	Equine Education Account	John Jameson, Idaho Horse Council
S 1268	Animals, Beef Bull Testing	Wyatt Prescott, Idaho Cattle Association
	Idaho Cattle Association Annual Report	Wyatt Prescott, Executive Director
	Idaho Beef Council Annual Report	Traci Bracco, Executive Director
	Idaho Wheat Commission Annual Report	Blaine Jacobson, Executive Director

If you have written testimony, please provide a copy of it to the committee secretary to ensure accuracy of records.

COMMITTEE MEMBERS

Chairman Andrus
Vice Chairman Boyle
Rep Bolz
Rep McMillan
Rep Batt
Rep Bell
Rep Agidius

Rep Dayley
Rep Miller
Rep Romrell
Rep Stevenson
Rep VanOrden
Rep Pence
Rep Erpelding

COMMITTEE SECRETARY

Angela Sandoval
Room: EW11
Phone: 332-1137
email: hagri@house.idaho.gov

MINUTES
HOUSE AGRICULTURAL AFFAIRS COMMITTEE

DATE: Monday, February 24, 2014

TIME: 1:30 pm or Upon Adjournment

PLACE: Room EW42

MEMBERS: Chairman Andrus, Vice Chairman Boyle, Representative(s) Bolz, McMillan, Batt, Bell, Agidius, Dayley, Miller, Romrell, Stevenson, VanOrden, Pence, Erpelding

**ABSENT/
EXCUSED:** None

GUESTS: Traci Bracco, Idaho Beef Council; John Jameson, Idaho Horse Council; Wyatt Prescott, Idaho Cattle Association; Russ Hendricks, Idaho Farm Bureau; Jim Lowe, Food Producers; Charlene Cooper, Idaho Horse Council; Myron Amsden, Idaho Horse Council; Stan Boyd, IHC; Joe Steguer, University of Idaho

Chairman Andrus called the meeting to order at 3:14 p.m.

MOTION: **Rep. Erpelding** made a motion to approve the minutes of the February 6, 2014 meeting. **Motion carried by voice vote**

S 1266: **Benjamin Kelly**, Idaho Honey Industry Association, presented **S 1266**, Bees. He said Idaho beekeepers play a major role in the pollination of many fruit crops in California. He said Idaho's location between North Dakota and California has proven to be beneficial in the transition from one destination to the other and has made it possible for Idaho producers to winter bees from North Dakota until it is the appropriate time for them to be taken to pollinate on the west coast. He said the honey industry has reviewed the procedures related to bringing hives into the state for the purpose of indoor winter storage and supports the legislation.

Jay Miller, Bee Keeper, Blackfoot said the climate in Idaho provides for an ideal way to store bees for the winter. He said by doing this it provides for a good jump start for the bees to pollinate almonds. He said the bees provide no service or problems to Idaho due to the fact that they are quarantined during their time here. He said the Association would appreciate the Legislature's support.

MOTION: **Rep. Erpelding** made a motion to send **S 1266** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Erpelding** will sponsor the bill on the floor.

S 1267: **John Jamison**, Idaho Horse Council, presented **S 1267**, Equine Education Account. He said the funding to the account was historically used to underwrite research at the University of Idaho Northwest Equine Reproduction Laboratory (INERL). He said the INERL has been closed. He said the funding for the Equine Education Account comes from a percentage of the money wagered on horse racing. He said this legislation provides that current and future money in the account will be utilized by the University of Idaho Social Science Research Unit to update the Idaho horse census survey. He said any funds not used for the Idaho horse census survey may be expended by the University of Idaho on equine research.

In answer to a Committee question as to what the Horse Council does with the information gathered from the census, **Mr. Jamison** said the information is used to assess the economic viability of the horse industry within the state of Idaho.

MOTION: **Rep. Bolz** made a motion to send **S 1267** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Agidius** will sponsor the bill on the floor.

S 1268: **Wyatt Prescott**, Idaho Cattle Association, presented **S 1268**, Animals, Beef Bull Testing. He said this legislation provides that all non-virgin beef bulls not consigned to slaughter or to an approved feedlot within the state of Idaho shall be tested for trichomoniasis annually. He said currently, bulls north of the Salmon River are exempt from this requirement. He said the disease causes abortion of calves and bulls remain infected with trichomoniasis for life. He said the Association wants to make the requirements uniform across Idaho and statewide testing will keep cattle herds healthy.

MOTION: **Rep. Agidius** made a motion to send **S 1268** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Miller** will sponsor the bill on the floor.

Wyatt Prescott, Executive Vice President, Idaho Cattle Association (ICA), presented the annual report. He said ICA was established in 1915 and they are looking forward to celebrating their 100th year. He said ICA is Idaho's only professional organization solely dedicated to representing the business interests of every segment of the beef cattle industry and is 100% voluntary dues driven. He said dues are paid on 1.75 million head of Idaho's 2 million head of beef cattle.

Mr. Prescott discussed legislative priorities as being wolf control funding, statewide trichomoniasis testing, agricultural production interference and secondary agricultural education initiative. He said the priority issues outside of the Legislature are first and foremost, Owyhee 68, Fight to Preserve the West. He said it is a massive renewal of federal lands grazing permits with the Bureau of Land Management (BLM) that was issued in 2013. He said there was a 50% cut in operating those permits. He said other priority issues for ICA are the sage grouse, brucellosis, wildlife depredation, CAFO oversight, State lands, and wildfire.

Mr. Prescott said tighter supplies will continue to be the battle for the beef industry in 2014. Cattlefax projects retail and wholesale beef prices to increase 7% in 2014 because we will produce 54 pounds less per person. He said it is the lowest cow herd since 1950. He said producers are keeping more cull cows and heifers and as a result there is a lot less cattle to consume in 2014. He said feedlots are operating at 60% of their business capacity. He said there will be some slow herd expansion for cow-calf producers in 2014.

Traci Bracco, Executive Director, Idaho Beef Council (IBC), presented the annual report. She said IBC is the marketing arm for the beef producers of Idaho. She said the Mission of IBC is to build consumer demand for beef through integrated state, national and international marketing programs and thereby increasing the opportunity for producer profitability. In Idaho, there is a \$1.50-per-head assessment collected from all producers and \$1.00 of it is retained by Idaho with 7.5 cents paid to the Brand Inspector for collection. She said in Fiscal 2013 the collections totalled \$2.53 million, an increase of 5% from Fiscal 2012. She said as set up by the 1985 Farm Bill, the Checkoff Dollars are used for promotion, research, consumer information, industry information, foreign marketing and producer communication activities. By law, Checkoff dollars may not be used for government policy or lobbying.

Ms. Bracco said the audiences they reach out to are consumers, health professionals, media, educators, chefs, retail partners, and foodservice partners. She said in order to reach these people IBC has a strategic and comprehensive marketing plan with multiple touch-points that makes effective and efficient use of Idaho's Checkoff. She said some of the highlights of Fiscal 2013 were in the areas of advertising, media and public relations where more than 700,000 Idahoans were reached; consumer events and promotions reaching over 209,000 Idahoans; retail and foodservice programs with double digit growth; youth programs with over 20,000 youth reached; and promoted beef's nutritional value to close to 25,000 health professionals.

Ms. Bracco said the IBC must work to promote beef outside of our borders to keep the beef industry healthy and the places the money is sent outside of Idaho to include the National Program Investments, Federation Initiative Fund, and the US Meat Export Federation (USMEF). She said Idaho is the only state who decides where their dollars will go. She said IBC markets beef around the globe in the international market which offers Idaho beef presence in more than eighty foreign countries with Japan being number one in beef export.

Blaine Jacobson, Executive Director, Idaho Wheat Commission, presented the annual report. He said world production continues to grow and the last six years have been record production and consumption years. He said there are high world inventories right now and that is due to Canada and Australia having record production years. He said the ending stocks are up a little from last year and the last six years have been very strong for the industry. He said China was Idaho's number one wheat customer in export sales last year and the Commission expects China to continue to be a very strong customer.

Mr. Jacobson said one concern in the wheat industry is that we continue to lose acres to corn and soy beans. He said wheat is grown in 42 of Idaho's 44 counties with some of the highest yields per acre of any state. He said cash receipts for Idaho wheat were \$732 million in 2013 and \$790 million in 2012. He said 50% of Idaho's wheat is exported. He said Idaho is number one in hard white wheat and makes up about 10% of the State's harvest. He said about half of the budget is used for research and over \$1 million goes to the University of Idaho. He said in 2015 they expect spending will be up slightly over 2014 with research being the primary driver of that at 56%.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 4:37 p.m.

Representative Andrus
Chair

Angela Sandoval
Secretary

AGENDA
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
1:30 pm or Upon Adjournment
Room EW42
Wednesday, February 26, 2014

SUBJECT	DESCRIPTION	PRESENTER
	Idaho Bean Commission Annual Report	Lacey Menasco, Administrator
	Idaho Apple Commission Annual Report	Candi Fitch, Executive Director
	Idaho Cherry Commission Annual Report	Candi Fitch, Executive Director

If you have written testimony, please provide a copy of it to the committee secretary to ensure accuracy of records.

COMMITTEE MEMBERS

Chairman Andrus
Vice Chairman Boyle
Rep Bolz
Rep McMillan
Rep Batt
Rep Bell
Rep Agidius

Rep Dayley
Rep Miller
Rep Romrell
Rep Stevenson
Rep VanOrden
Rep Pence
Rep Erpelding

COMMITTEE SECRETARY

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MINUTES
HOUSE AGRICULTURAL AFFAIRS COMMITTEE

DATE: Wednesday, February 26, 2014
TIME: 1:30 pm or Upon Adjournment
PLACE: Room EW42
MEMBERS: Chairman Andrus, Vice Chairman Boyle, Representative(s) Bolz, McMillan, Batt, Bell, Agidius, Dayley, Miller, Romrell, Stevenson, VanOrden, Pence, Erpelding
ABSENT/EXCUSED: Reps. Agidius, Miller, VanOrden
GUESTS: None

Chairman Andrus called the meeting to order at 2:38 p.m.

Lacey Menasco, Administrator, Idaho Bean Commission, presented the annual report. She said the mission of the commission is to promote Idaho's premier reputation as a consistent, top-quality, disease-free, dry and green bean seed producer. She said some of the objectives of the Bean Commission are to promote Idaho beans, both edibles and seed; support disease, pest, cultural practices and breeding research through the University of Idaho and private companies; conducting grower and consumer education; and monitoring policies and regulations.

Ms. Menasco noted the 2013 highlights as being a \$1 million dollar endowment to the University of Idaho to fund bean research and a multi-state bean research program with growers, dealers and university representatives from Nebraska, Colorado, Wyoming and Idaho. She said the commission funded a number of projects in 2013 such as a bean growers school in both the Magic Valley and Treasure Valley and Ag Pavilions at the Western Idaho and Twin Falls County fairs. She said they conducted grower surveys at the Bean Schools and as a result, nightshade control was identified as the number one challenge of growers and the use of chemicals was noted as the number one concern of the industry.

Ms. Menasco said bean revenue was down in 2013 due to production being lower but bean acres in Idaho will be higher in 2014. She said the yellow bean research that was started in 2009 will continue through 2014 due to a Specialty Crop Block grant. She said the grant has allowed them to develop a yellow bean variety. It was initially started to market as a seed bean in Mexico because of the disease and virus resistance and has proven to be popular in Idaho. She said the new yellow bean variety is now ready for production as a result of this research and will be available next year for the Mexico and US markets. She said future activities include supporting the development of a regional bean research consortium, to continue to pursue grant funding, further research into nightshade and to establish an endowment with the University of Idaho.

Candi Fitch, Executive Director, Idaho Apple Commission, presented the annual report. She said this was a hard year for apples because of damage, decrease in productions and a spring frost but acreage has stabilized. She said newer varieties have been planted on the trellis drip systems which have replaced some of the older blocks that are not high density and with the new high density planting growers can triple the amount of trees per acre. She said the market was average to above average due to substantial production in the mid-west and east. Expectations are high for 2014 and there is concern about the water situation.

Ms. Fitch said the largest percentage of the Apple Commission budget goes to research and they have been fortunate to receive three Specialty Crop grants for projects at the University of Idaho Parma Research Center. She said with the money the Commission received from a grant in 2010, they were able to develop three new Foodservice Recipes that were mailed to all of the Idaho Schools in September 2013.

Ms. Fitch said the Apple Commission participated in the buy Idaho show for the fourth year. She said they were involved in the Ag Pavilion at the Canyon County, Expo Idaho, and the Twin Falls County Fair.

Candi Fitch, Executive Director, Idaho Cherry Commission, presented the annual report. She said according to the Northwest Cherry Growers information, the 2013 crop was down 37% relative to the 22.5 million box 2012 crop. She said the season ran 81 days and the first shipment was June 1. She said this was an early ship date as the 10 year average start date is June 7. She said the crop was about 50% less than it was last year. She said the Idaho Cherry Commission is a member of the Northwest Cherry Growers (NWCG), Idaho Preferred and Ag in the Classroom. She said Idaho, Washington, Oregon, Utah, and Montana are the states included in the NWCG.

Candi Fitch, Executive Director, Idaho-Oregon Fruit and Vegetable Association, presented the annual report. She said they represent onion, apple and cherry shippers. She said they are members of Ag in the classroom, Food Producers, and the Idaho Business Coalition for Immigration reform. She said Idaho and Eastern Oregon are some of the largest onion growing areas in the United States and the size and grade standards exceed USDA standards. She said it's a global market place where research is important for them to stay competitive.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 3:13 p.m.

Representative Andrus
Chair

Angela Sandoval
Secretary

AGENDA
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
1:30 pm or Upon Adjournment
Room EW42
Tuesday, March 04, 2014

SUBJECT	DESCRIPTION	PRESENTER
<u>SCR 136</u>	Ag Department, Rule Rejected	Senator Jim Guthrie
<u>SCR 137</u>	Rule Rejection, Veterinary Board	Senator Jim Guthrie
	Idaho Alfalfa & Clover Seed Commission Annual Presentation	Leland Tiegs, Chairman Rick Waitley, Administrator

If you have written testimony, please provide a copy of it to the committee secretary to ensure accuracy of records.

COMMITTEE MEMBERS

Chairman Andrus	Rep Dayley
Vice Chairman Boyle	Rep Miller
Rep Bolz	Rep Romrell
Rep McMillan	Rep Stevenson
Rep Batt	Rep VanOrden
Rep Bell	Rep Pence
Rep Agidius(Agidius)	Rep Erpelding

COMMITTEE SECRETARY

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MINUTES
HOUSE AGRICULTURAL AFFAIRS COMMITTEE

DATE: Tuesday, March 04, 2014

TIME: 1:30 pm or Upon Adjournment

PLACE: Room EW42

MEMBERS: Chairman Andrus, Vice Chairman Boyle, Representative(s) Bolz, McMillan, Batt, Bell, Agidius, Dayley, Miller, Romrell, Stevenson, VanOrden, Pence, Erpelding

**ABSENT/
EXCUSED:** None

GUESTS: Jodie Ellis, Board of Veterinary Medicine; Carol Youtz, Board of Veterinary Medicine; Leland Tiegs, IACSC; Brett Wilder, Food Producers; Colby Cameron, Idaho AGC/Sullivan & Reberger

Chairman Andrus called the meeting to order at 1:32 p.m.

MOTION: **Rep. Erpelding** made a motion to approve the minutes of the Wednesday, February 12, 2014 meeting. **Motion carried by voice vote.**

SCR 136: **Senator Guthrie**, presented **SCR 136**, Ag Department Rule Rejected. He said this is a Senate Concurrent Resolution to reject certain rules submitted for review by the Agricultural Affairs Committee, as they relate to the Department of Agriculture Rules Governing Noxious Weed Free Gravel and Rocks Products.

MOTION: **Rep. Batt** made a motion to send **SCR 136** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Batt** will sponsor the bill on the floor.

SCR 137: **Senator Guthrie**, presented **SCR 137**, Rule Rejection, Veterinary Board. He said this is a Senate Concurrent Resolution to reject certain rules of the State of Idaho Board of Veterinary Medicine, Section 154, Subsection 05.

Jodie Ellis, Executive Director, Board of Veterinary Medicine said in order for a veterinarian to properly care for a patient the veterinarian performing the treatment must have the most current medical records. She said it optimizes treatment and protects owners from repetition of tests. She said the deadline is unrealistic to ensure the best possible care for the patient. She said she spoke with members of the Board about the concerns of the small operations and they felt it would be very rare and should not have a lot of bearing on the vast majority of veterinarians. She asked the committee to allow the change to go forward.

Senator Guthrie said before the rule change a veterinarian was given 24 hours to produce the vaccination records, that signifies the records were important and time sensitive. Now veterinarians will be given three days and this is confusing. Also, before the rule change, if a veterinarian was out of the office they had 24 hours from the time they reopened the office to submit the records and therefore the change to the three days would have made sense. He said this was the rational and the mind set for why the Senate rejected it.

MOTION: **Rep. Boyle** made a motion to **HOLD SCR 137** in committee and to not concur with the Senate. **Motion carried by voice vote.**

Rick Waitley, Administrator, Idaho Alfalfa and Clover Seed Commission, said several years ago their organization was called the Idaho Alfalfa Seed Commission and a number of clover growers asked to be a part of the Commission. He said as a result, they changed their name through Idaho Code to the Idaho Alfalfa and Clover Seed Commission.

Leland Tiegs, Chairman, Idaho Alfalfa and Clover Seed Commission, presented the annual report. He said in fiscal year 2013, the Commission brought in more money than they spent and seed acres and production were up as well. He said in fiscal year 2013, Idaho produced approximately 8.5 million pounds of alfalfa and clover seed, an increase from the prior year's total of 7.5 million pounds and they expect an increase in the coming years. He said the assessment for the seed in 2013 was \$0.004 per pound.

Mr. Tiegs said the Idaho Commission, on behalf of Idaho growers, is affiliated with the National Alfalfa and Forage Alliance (NAFA). He said NAFA coordinates and promotes educational and research activities which are a direct benefit to Idaho seed growers. He said in fiscal year 2012 there was \$3.7 million spent on alfalfa research and members of the Idaho Commission met with federal agencies and government officials in Washington DC to elevate the importance of alfalfa production and research in the United States. He said alfalfa production ranks second in the state among all field crops and Idaho ranks third in the nation.

Mr. Tiegs said the use of chemicals is important to the production of alfalfa seed and because it is considered a minor crop they do not have access to the large amounts of money needed to get chemicals. The Commission works closely with the Environmental Protection Agency (EPA) in order to make chemicals available that can be used.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 2:01 p.m.

Representative Andrus
Chair

Angela Sandoval
Secretary

AGENDA
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
1:30 p.m. or Upon Adjournment
Room EW42
Thursday, March 06, 2014

SUBJECT	DESCRIPTION	PRESENTER
	Idaho Potato Commission Annual Report	Frank Muir, President/CEO
	Idaho Dairy Products Commission Annual Report	Karianne Fallow, CEO
	Idaho Dairywomen's Association Annual Report	Bob Naerebout, Executive Director

If you have written testimony, please provide a copy of it to the committee secretary to ensure accuracy of records.

COMMITTEE MEMBERS

Chairman Andrus	Rep Dayley
Vice Chairman Boyle	Rep Miller
Rep Bolz	Rep Romrell
Rep McMillan	Rep Stevenson
Rep Batt	Rep VanOrden
Rep Bell	Rep Pence
Rep Agidius	Rep Erpelding

COMMITTEE SECRETARY

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MINUTES
HOUSE AGRICULTURAL AFFAIRS COMMITTEE

DATE: Thursday, March 06, 2014
TIME: 1:30 pm or Upon Adjournment
PLACE: Room EW42
MEMBERS: Chairman Andrus, Vice Chairman Boyle, Representative(s) Bolz, McMillan, Batt, Bell, Agidius, Dayley, Miller, Romrell, Stevenson, VanOrden, Pence, Erpelding
**ABSENT/
EXCUSED:** Reps. Boyle, Agidius
GUESTS: Patrick Kole, IPC; Frank Muir, IPC; Karianne Fallow, IDPC; Tom Dorsey, IDPC; Bob Naerebout, IDA

Chairman Andrus called the meeting to order at 3:19 p.m.

Frank Muir, President and CEO, Idaho Potato Commission, presented the annual report. He said 344,000 acres were harvested last year, an increase of 20,000 acres from the previous year. He said there were record yields and as a result there was an increase in spending and the potato tax was \$366,000. He said there was \$500,000 grant money received for Research and Education to assist with the eradication of Potato Cyst Nematode (PCN).

In response to a committee question regarding the future of the PCN program, **Mr. Muir** said they are getting good responses to continue the PCN program with money secured to assist with that.

Karianne Fallow, CEO, and **Tom Dorsey**, Chairman, Idaho Dairy Products Commission, presented the annual report. They said there are 549,410 milk cows, 536 dairy operations and 13.4 billion pounds of milk produced in Idaho and Idaho is ranked number four in the nation in milk production. They said milk sales maintained a downward trend while cheese sustained growth in 2013 and yogurt trends are what was expected with greek yogurt up 50%. They said dairy export value on pace to approach \$6.7 billion, with volume representing nearly 16% of total US milk solids produced. They said the top challenges facing the dairy industry in the future are milk prices, public perception of dairy and government regulation. They said the new vision objectives are to increase demand of milk and milk products; advocate programs that enhance and protect the economic security of the dairy industry; cooperate and coordinate with other dairy organizations to promote the sale and consumption of products; and integrate advertising, sales promotions, dairy image and nutrition education activities.

Chairman Andrus turned the gavel over to **Rep. Bolz**.

Bob Naerebout, Executive Director, Idaho Dairymen's Association (IDA), presented the annual report. He said from 2007-2012, IDA along with the Idaho Dairy Environmental Action League (IDEAL) awarded combined grants of \$1,112,589 for research. Also, during that time, IDA provided the USDA Agricultural Research Service in Kimberly, ID \$396,583. He said dairy farmers have a long heritage as responsible stewards of the land, air, water and the animals in their care and this has helped propel the industry's long-term success and establish industry-wide collaborations on sustainability.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 4:01 p.m.

Representative Andrus
Chair

Angela Sandoval
Secretary

AGENDA
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
1:30 pm or Upon Adjournment
Room EW42
Monday, March 10, 2014

SUBJECT	DESCRIPTION	PRESENTER
S 1338	Dairy Products	Bob Naerebout, Executive Director, Idaho Dairywomen's Association
	Farm Service Agency Presentation	Aaron Johnson, Acting State Executive Director

If you have written testimony, please provide a copy of it to the committee secretary to ensure accuracy of records.

COMMITTEE MEMBERS

Chairman Andrus
Vice Chairman Boyle
Rep Bolz
Rep McMillan
Rep Batt
Rep Bell
Rep Agidius

Rep Dayley
Rep Miller
Rep Romrell
Rep Stevenson
Rep VanOrden
Rep Pence
Rep Erpelding

COMMITTEE SECRETARY

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MINUTES
HOUSE AGRICULTURAL AFFAIRS COMMITTEE

DATE: Monday, March 10, 2014

TIME: 1:30 pm or Upon Adjournment

PLACE: Room EW42

MEMBERS: Chairman Andrus, Vice Chairman Boyle, Representative(s) Bolz, McMillan, Batt, Bell, Agidius, Dayley, Miller, Romrell, Stevenson, VanOrden, Pence, Erpelding

**ABSENT/
EXCUSED:** Reps. Bolz, Bell, Agidius, Pence

GUESTS: Bob Naerebout, Idaho Dairyman's; Brent Olmstead, MPI; Brett Wilder, Food Producers; Benjamin Kelly, Food Producers

Chairman Andrus called the meeting to order at 3:11 p.m.

MOTION: **Rep. Erpelding** made a motion to approve the minutes of the February 18, 2014 meeting. **Motion carried by voice vote.**

S 1338: **Bob Naerebout**, Executive Director, Idaho Dairyman's Association, presented **S 1338**, Dairy Products. He said this legislation deals with sanitation requirements of a dairy operation both at the farm and at processing. He said the purposes are to repeal statutory provisions that are antiquated, unnecessary or are comprehensively addressed by the Idaho State Department of Agriculture's (ISDA) rules and to combine into one chapter statutory provisions in Chapters 3 and 4 of Title 37 that relate to minimum standards for dairy product sanitary condition, quality, identify, classification and grade. He said it does not change ISDA authority and it shall be the duty of the director of the Department of Agriculture to cause to be visited as frequently as it may deem necessary all dairies supplying dealers and consumers with milk, and inspect the same to ascertain and certify sanitary conditions and milk quality.

MOTION: **Rep. Erpelding** made a motion to send **S 1338** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Bolz** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 3:16 p.m.

Representative Andrus
Chair

Angela Sandoval
Secretary

AGENDA
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
1:30 pm or Upon Adjournment
Room EW42
Wednesday, March 12, 2014

SUBJECT	DESCRIPTION	PRESENTER
S 1376	Dairy Products	Bob Naerebout, Executive Director, Idaho Dairywomen's Association
S 1392	Agriculture	Rep. Batt

If you have written testimony, please provide a copy of it to the committee secretary to ensure accuracy of records.

COMMITTEE MEMBERS

Chairman Andrus
Vice Chairman Boyle
Rep Bolz
Rep McMillan
Rep Batt
Rep Bell
Rep Agidius

Rep Dayley
Rep Miller
Rep Romrell
Rep Stevenson
Rep VanOrden
Rep Pence
Rep Erpelding

COMMITTEE SECRETARY

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MINUTES
HOUSE AGRICULTURAL AFFAIRS COMMITTEE

DATE: Wednesday, March 12, 2014

TIME: 1:30 pm or Upon Adjournment

PLACE: Room EW42

MEMBERS: Chairman Andrus, Vice Chairman Boyle, Representative(s) Bolz, McMillan, Batt, Bell, Agidius, Dayley, Miller, Romrell, Stevenson, VanOrden, Pence, Erpelding

**ABSENT/
EXCUSED:** Chairman Andrus

GUESTS: Richard Durrant, Grower Producer; Bob Naerebout, Idaho Dairyman's Association; Dan Steenson, Idaho Dairyman's Association; Benjamin Kelly, Idaho Alfalfa & Clover Seed Growers Association; Doug Conde, ID DEQ; Courtney Washburn, ICL; Sara Arkle, Idaho Conservation League; Travis Jones, Idaho Grain Producers Association; John Hartman, Grower Producer; Dennis Tanikuni, Idaho Farm Bureau

Vice Chairman Boyle called the meeting to order at 2:45 p.m.

S 1376: **Bob Naerebout**, Executive Director, Idaho Dairyman's Association, presented **S 1376** to the committee. He said this is companion legislation to **S 1338** which, in part, repealed Title 76 Chapters 3 and 4, Idaho Code. He said this bill, **S 1376**, adds a new chapter 4, the Dairy Environmental Control Act, essentially re-codifying environmental provisions that were repealed in **S 1338** and comprehensively define the Department of Agriculture's authority to regulate dairy farms to protect the State's water resources. He stated this legislation was developed with the guidance and approval of IDEQ and ISDA. He discussed the nutrient management plan, its confidentiality stipulations, and stated this is not new language but is simply being re-codified as a result of **S 1338**. Mr. Naerebout stated the only significant change made to existing code in this legislation is a change in the penalty for incidents. He stated rather than being able to pull the dairy's milk license, they would instead charge those in violation with a \$10,000 fine. Lastly, he discussed the safe harbor section of the legislation. He explained that the discharge from dairies must be in compliance with regulations and laws and any unauthorized discharges will be under the authority of the ISDA and IDEQ.

In response to questions regarding the authority of various departments over dairy discharge, **Dan Steenson**, with the IDA stated IDEQ has the authority to regulate discharge into water bodies of the United States while ISDA has the authority of dairy waste systems and management plans. He said it is this language that was deleted when the chapters were repealed by **S 1338** and are now being re-codified in with this legislation.

Sara Arkle, with the Idaho Conservation League, testified **in opposition** to this legislation. She explained the League is a voice of clean water, clean air, and clean quality of life and have two main concerns with the legislation. These concerns were the secrecy of waste management plans and the safe harbor language that would limit water protections. She said clean water resources are the groups priority and this language would limit the ability of the state and local communities to protect their drinking water resources.

In closing, **Mr. Naerebout** stated nitrates and phosphates in the aquifers are an issue and one that is being addressed. He stated this legislation simply reinstates language for the Dairy Environmental Control Act already in place prior to **S 1338**.

In response to questions regarding heavy rain events, **Doug Condie** with the Attorney General's Office stated currently, if a dairy or combined animal feeding operation (CAFO) has a 24 hour, 25 year protection permit, and an event occurs within that time frame, and their facility was designed to handle it, the discharge would not be considered a violation.

In response to questions regarding the safe harbor provision, **Mr. Condie** stated the best example of an imminent and substantial threat would be an immediate or impending threat to a public drinking water system. With regard to contamination of other ground water sources, Mr. Condie stated dairies still have the obligation to meet the qualifications of their permits and the regulations of ISDA and IDEQ which protect drinking water quality as well as ground water.

MOTION:

Rep. Agidius made a motion to send **S 1376** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Reps. Pence** and **Erpelding** requested they be recorded as voting **NAY**. **Rep. Boyle** will sponsor the bill on the floor.

S 1392:

Rep. Batt presented **S 1392** to the committee. She said this is clarification language for the Commodity Warehouse Fund (CWF) and the Seed Indemnity Fund (SIF) brought by the farmers and producers to protect themselves if a warehouse goes bankrupt. If such an instance happens, the advisory committee members, who are overseeing the funds, will advise the director on how the funds should be paid out and who should receive those funds.

Richard Durant, a grower in Meridian and Kuna who sits on the SIF stated the advisory committees are an important part of the process to ensure all parties are involved in transparency and the distribution of collected funds. He added, these committees add additional layers of protection for growers.

Benjamin Kelly representing the Alfalfa Seed Growers stated he represents two boards and three growers and testified **in support** of the legislation. He discussed how the legislation came about and the details that went into the development of the language.

Travis Jones, Executive Director of the Idaho Grain Producers Association, testified **in support** of the legislation. He emphasized the importance of the two funds and the advisory committee to the growers in Idaho with licensed warehouses. He stated this legislation puts in statute a clear direction and guidance for ISDA, the buyers and the dealers if there is any problem. He stated it is mostly a technical change and thanked all those who came together to work on the bill and for the effort and time they put in.

John Hartman, a producer in Parma and Chair of the CIF Committee, also testified **in support**. He stated this law was brought over 20 years ago and this is simply a clarification. He explained how the program works and what the process is should a warehouse go bankrupt. He then explained the role of the advisory committee in that process. He stated over time and with changes in administration, rule, and statute there were two paragraphs in law that did not agree. He stated this legislation is to correct the inconsistency.

Dennis Tanikuni with the Idaho Farm Bureau, expressed additional **support** for the bill. He stated the bill will provide clarity to both the boards and the agencies and is an important issue for the industry.

Rep. Batt echoed the statement that this legislation provides clarity for all parties involved. She also thanked those who came together from the various parties and worked diligently to get this legislation right for everyone.

MOTION: **Rep. Dayley** made a motion to send **S 1392** to the floor with a **DO PASS** recommendation. **Motion carried by voice vote.** **Rep. Batt** will sponsor the bill on the floor.

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 3:23 p.m.

Representative Andrus
Chair

Angela Sandoval
Secretary

AGENDA
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
1:30 pm or Upon Adjournment
Room EW42
Tuesday, March 18, 2014

SUBJECT	DESCRIPTION	PRESENTER
	PRESENTATION: The Benefits of Biotechnology from Field to Fork	John Hewitt, Grocery Manufacturers Association

If you have written testimony, please provide a copy of it to the committee secretary to ensure accuracy of records.

COMMITTEE MEMBERS

Chairman Andrus	Rep Dayley
Vice Chairman Boyle	Rep Miller
Rep Bolz	Rep Romrell
Rep McMillan	Rep Stevenson
Rep Batt	Rep VanOrden
Rep Bell	Rep Pence
Rep Agidius	Rep Erpelding

COMMITTEE SECRETARY

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MINUTES
HOUSE AGRICULTURAL AFFAIRS COMMITTEE

DATE: Tuesday, March 18, 2014
TIME: 1:30 pm or Upon Adjournment
PLACE: Room EW42
MEMBERS: Chairman Andrus, Vice Chairman Boyle, Representatives Bolz, McMillan, Batt, Bell, Agidius, Dayley, Miller, Romrell, Stevenson, VanOrden, Pence, Erpelding
ABSENT/EXCUSED: Rep. Boyle
GUESTS: Pat Barclay, ICIE; Jim Lowe, Food Producers of Idaho; Sean Ellis, Capital Press

Chairman Andrus called the meeting to order at 1:40 p.m.

Chairman Andrus and the Committee thanked the Page, **Julie Monaghan**, for her work for the Committee during the second half of this session.

Chairman Andrus recognized a former Chairman of the Agricultural Affairs Committee in attendance, **Doug Jones** and encouraged the Committee to talk to him after the meeting.

MOTION: **Rep. VanOrden** made a motion to approve the minutes of the February 24, March 4, and March 10, 2014 meetings. **Motion carried by voice vote.**

John Hewitt, Grocery Manufacturers Association (GMA), presented on the Benefits of Biotechnology from Field to Fork. He said GMA is a national trade association representing companies in the food, beverage and consumer products industry. He said the use of genetically modified (GM) ingredients is safe for people and our planet. GM technology has facilitated an agricultural revolution in the United States that has produced a safe, abundant, and cost-effective food supply for over 20 years. Every credible study as well as numerous U.S. and global food safety agencies, such as, the U.S. Food and Drug Administration, American Medical Association, and World Health Organization, have found that genetically modified food ingredients are safe and there are no negative health effects associated with their use. He said more than 80% of the food we eat in the U.S. contain ingredients that have been genetically modified and corn, soy and sugar beets are the most common. He said ingredients grown using GM technology require fewer pesticides, less water and keep production costs down while increasing crop yields and will help us produce the 70% more food we will need by 2050 to feed an expected global population of 9 billion. He said scientific base and education decisions are significant in GM in proving that it is safe to use and consume. He noted the agencies who are responsible for the oversight of the government regulations concerning GM foods that come onto the market place as being the USDA, FDA, and EPA. He said that FDA itself is responsible for regulating up to 80% of the food supply and with respect to genetically modified, their evaluation focuses on its characteristics and how it reacts in our bodies rather than the method used to develop it.

Trent Clark, Monsanto, said they spoke to farmer's about their needs and took that information back to their researchers who can begin work on genetics and development. He said their researchers work on the genetics and how it helps yields, the use of less water and drought tolerance. He said it is significant to move these processes through the legislative process.

MOTION: **Rep. Erpelding** made a motion to approve the minutes of the February 26, 2014 meeting. **Motion carried by voice vote.**

ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 2:47 p.m.

Representative Andrus
Chair

Angela Sandoval
Secretary

AGENDA
HOUSE AGRICULTURAL AFFAIRS COMMITTEE
1:30 pm or Upon Adjournment
Room EW42
Thursday, March 20, 2014

SUBJECT	DESCRIPTION	PRESENTER
	Approval of Minutes	

If you have written testimony, please provide a copy of it to the committee secretary to ensure accuracy of records.

COMMITTEE MEMBERS

Chairman Andrus
Vice Chairman Boyle
Rep Bolz
Rep McMillan
Rep Batt
Rep Bell
Rep Agidius

Rep Dayley
Rep Miller
Rep Romrell
Rep Stevenson
Rep VanOrden
Rep Pence
Rep Erpelding

COMMITTEE SECRETARY

Angela Sandoval
Room: EW11
Phone: 332-1137
email: hagri@house.idaho.gov

MINUTES
HOUSE AGRICULTURAL AFFAIRS COMMITTEE

DATE: Thursday, March 20, 2014
TIME: 1:30 pm or Upon Adjournment
PLACE: Room EW42
MEMBERS: Chairman Andrus, Vice Chairman Boyle, Representatives Bolz, McMillan, Batt, Bell, Agidius, Dayley, Miller, Romrell, Stevenson, VanOrden, Pence, Erpelding
**ABSENT/
EXCUSED:** None
GUESTS: None
MOTION: **Chairman Andrus** called the meeting to order at 12:10 p.m.
Rep. Erpelding made a motion to approve the minutes of the February 20, March 6, 12, and 18, 2014 meetings. **Motion carried by voice vote.**
Chairman Andrus and the Committee thanked Secretary **Angela Sandoval** for her work for the Committee during the session.
ADJOURN: There being no further business to come before the committee, the meeting was adjourned at 12:12 p.m.

Representative Andrus
Chair

Angela Sandoval
Secretary